

June 23, 2016

INFORMATION NOTICE: KS IN 2016-01a Clarification on Implementation of 10 CFR Part 37

ADDRESSEES

All Kansas Radioactive Materials Increased Controls Licensees

PURPOSE

The Kansas Department of Health and Environment (KDHE) is issuing this Information Notice to inform licensees that compliance is required with 10 CFR Part 37 **beginning on March 19, 2016.**

DESCRIPTION OF CIRCUMSTANCES

The Nuclear Regulatory Commission (NRC) published the final rule for 10 CFR Part 37 'Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material' on March 19, 2013, effective May 20, 2013 (78 FR 17007-17020.) Agreement States are required to implement these requirements within three years. KDHE will be adopting by reference 10 CFR Part 37 on March 19, 2016, via license condition. On March 19, 2016, your radioactive materials license will be amended to add a new license condition requiring compliance with 10 CFR Part 37 **no later than March 19, 2016.** In addition, the existing license conditions concerning Increased Controls and Fingerprinting will be removed.

DISCUSSION

The requirements of 10 CFR Part 37 (78 FR 17007-17020) are similar, but not identical, to the Increased Controls and Fingerprinting requirements currently in place. It is your responsibility to become familiar with the new requirements and make appropriate changes to your physical protection program before the **March 19, 2016, compliance date.** To help implement the required changes, two checklists will be included with your amended license.

Our Department webpage can be found at <http://www.kdheks.gov/radiation/indexRadMat.html>.

This page contains links to:

- 10 CFR Part 37 (78 FR 17007-17020), as in effect May 20, 2013, adopted by reference.
- NRC guidance NUREG-2155 'Implementation Guidance for 10 CFR Part 37.'

CONTACT

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