

EDO Principal Correspondence Control

FROM: DUE: 08/05/03 EDO CONTROL: G20030427
DOC DT: 07/16/03
FINAL REPLY:

Larry Barrett
Department of Health Services
State of California - Health and
Human Services Agency

TO:

Chairman Diaz

FOR SIGNATURE OF : ** PRI ** CRC NO: 03-0478

Chairman Diaz

DESC:

Import of Radioactive Devices Used from Out-of-
State Manufacturers and Distributors in the
State of California without Notice to the
Department of Health Services

ROUTING:

Travers
Paperiello
Kane
Norry
Dean
Burns/Cyr
Virgilio, NMSS
Gwynn, RIV

DATE: 07/25/03

ASSIGNED TO: CONTACT:

STP

Lohaus

SPECIAL INSTRUCTIONS OR REMARKS:

Coordinate response with NMSS.

Template: SECY-017

E-RIDS: SECY-01

**OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET**

Date Printed: Jul 24, 2003 16:58

PAPER NUMBER: LTR-03-0478

LOGGING DATE: 07/24/2003

ACTION OFFICE: EDO

AUTHOR: Larry Barrett

AFFILIATION: CA

ADDRESSEE: Nils Diaz

SUBJECT: Concerns the import of radioactive devices used in the construction, well-logging, and weld inspection trades from out-of-state manufacturers and distributors to persons in the State of California without notice to the Dept of Health Services...

ACTION: Signature of Chairman

DISTRIBUTION: RF, SECY to Ack

LETTER DATE: 07/16/2003

ACKNOWLEDGED No

SPECIAL HANDLING:

NOTES: Commission Correspondence

FILE LOCATION: ADAMS

DATE DUE: 08/07/2003

DATE SIGNED:



DIANA M. BONTÁ, R.N., Dr. P.H.
Director

State of California—Health and Human Services Agency
Department of Health Services



GRAY DAVIS
Governor

July 16, 2003

Nils Diaz, Ph.D., Chairman
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Dr. Diaz:

Since the events of September 11, 2001, the California Department of Health Services and other California regulatory agencies have worked diligently to examine issues related to security in the programs they regulate, and taken actions to increase security measures where necessary. At this time, the Department is significantly concerned about the import of radioactive devices used in the construction, well-logging, and weld inspection trades from out-of-state manufacturers and distributors to persons in the State of California without notice to the Department.

We would like to request that the U.S. Nuclear Regulatory Commission, and by copy of this letter, the Organization of Agreement States, join us in our efforts to appeal to the manufacturers and distributors of the subject devices to provide a report of transfer, for each transfer made, to the radiation control program responsible for licensing the recipient of the device. The Department believes that this simple enhancement to the control of radioactive materials will provide invaluable information for tracking these devices from "cradle to grave," and greatly reduce the risk of these devices being transferred to businesses that are unlicensed, or businesses with expired or rescinded licenses.

You may contact me at 916-324-3266, if you require additional information or clarification regarding this important security issue.

Sincerely,

Larry Barrett, DVM, MS, DACVPM, Chief
Division of Food, Drug, and Radiation Safety

cc: See Next Page



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www.consumerenergycenter.org/flex/index.html

601 North 7th Street, MS 419, P.O. Box 942732, Sacramento, CA, 94234-7320
(916) 324-3266
Internet Address: www.dhs.ca.gov

Dr. Nils Diaz
July 16, 2003
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cc: Mr. Pearce O'Kelley, Chair
Organization of Agreement States
Bureau of Radiological Health
S.C. Department of Health and Environmental Control
2600 Bull Street
Columbia, SC 29201

Kevin Reilly, D.V.M., M.P.V.M.
Deputy Director
Prevention Services
Department of Health Services
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