

**Kansas Department of Health and Environment,
Radiation Control Program Comments for NRC
Proposed Rule for National Source Tracking of Sealed
Sources**

**10 CFR Parts 20, 32, & 150
RIN 3150-AH48**

DOCKETED
USNRC

October 12, 2005 (9:15pm)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Inclusion of Category 3 Sources

The Kansas Department of Health and Environment's (KDHE) Radiation Control Program agrees with the inclusion of Category 3 sources.

State Development of Regulations on Ra-226

The KDHE's Radiation Control Program agrees with the inclusion of Ra-226 sources in the National Source Tracking System.

Reporting Use at Temporary Job Sites

The KDHE's Radiation Control Program agrees that reporting use at temporary job sites would be useful. However, we would like to suggest that reporting only be necessary when licensees perform temporary jobs across state lines. This information would corroborate with existing reciprocity reports if the host state were allowed to access the necessary information through the database. When completing temporary jobs within a state's boundary reporting the location of certain sealed sources would be too burdensome for licensees.

Inspect Waste Shipments for Tamper Indication

The KDHE's Radiation Control Program agrees there should be some verification process to assure that the source is still in the waste container. We suggest a seal be placed around or on the container by the shipper to visually indicate if a container has been tampered with. This will enable the waste broker or disposal facility to inspect for evidence of tampering.

Inclusion of Quality Assurance Provision on Data Submission

The KDHE's Radiation Control Program believes the annual reconciliation of the source tracking data with the latest licensee physical inventory is adequate to ensure quality assurance. To allow oversight of this reconciliation process by the state regulatory program we suggest the licensees be required to keep a record of each year's reconciliation including any corrections or differences. This record would certify that the reconciliation had been completed.

Data Protection by Licensees

The KDHE's Radiation Control Program agrees that source inventory information is sensitive due to security reasons. This information should be kept confidential by the licensee and only shared on a need to know basis. However, we do not believe that it needs to be SGI-M.

Additional Information Required at Manufacturing, Transfer, Receipt, and Disposal (20.2207)

The KDHE's Radiation Control Program would like to suggest additional information be reported when sources are manufactured, transferred, received, or disposed. The addition information would require the licensee to report in which state the source is located. Additionally, In the case of a transfer or disposal the licensee should report the state to which the source will be going and in the case of a receipt the licensee should report the state from which the source came.

Compatibility Issues

The KDHE's Radiation Control Program believes that this rulemaking should be categorized under Health and Safety instead of National Security and be classified as Compatibility Category B. Since this section will be added to 10 CFR Part 20, which delineates the general radiation safety standards, the states should be responsible for inspection and enforcement to ensure licensee compliance with the source tracking rules.

The KDHE's Radiation Control Program also believes strongly that when dealing with temporary jobs that require licensees to travel across state lines, host states should be allowed to access the necessary information through the database to confirm what sources are within their borders.

From: <TConley@kdhe.state.ks.us>
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Subject: Kansas Comments on Proposed Source Tracking Rule - RIN 3150-AH48

RIN 3150-AH48

(See attached file: Kansas Comments on Source tracking rule.doc)

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Mail Envelope Properties (434D0290.78E : 2 : 26510)

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