



# OHIO DEPARTMENT OF HEALTH

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Bob Taft / Governor

J. Nick Baird, M.D. / Director of Health

PR 20,30,31,32,33,35,50,60,61,62,72,110,150,170 and 171  
(71FR42952)

September 19, 2006

DOCKETED  
USNRC

September 27, 2006 (11:18am)

Secretary  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001  
ATTN: Rulemaking and Adjudications Staff

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

Subject: RIN 3150-AH84 Proposed Rule: 10CFR Parts 20. 30, 31, 32, 33,  
35, 50, 61, 62, 72, 110, 150, 170, and 171 "Requirements for  
Expanded Definition of Byproduct Material"

Dear Madam Secretary:

The Ohio Department of Health Bureau of Radiation Protection agrees with the comments made by the Organization of Agreement States in a letter to you dated August 23, 2006. The Bureau also has continuing concerns regarding implementation of the compatibility designation relating to definitions arising from, or amended by, the Energy Policy Act (EPA) or related NARM rulemaking and other aspects of the rulemaking that deviate from the Conference of Radiation Control Program Director's Suggested State Regulations.

Sincerely,

Robert E. Owen, Chief  
Bureau of Radiation Protection  
Ohio Department of Health

Cc: Janet Schlueter, Director  
Office of State and Tribal Programs  
U.S. Nuclear Regulatory Commission

Barbara L. Hamrick, Esq., CHP, JD, Chair  
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Pearce O'Kelley, Chair  
Conference of Radiation Control Program Directors

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