



Arkansas Department of Health

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Governor Asa Hutchinson

Nathaniel Smith, MD, MPH, Director and State Health Officer

March 13, 2015

Pamela J. Henderson, Deputy Director
Division of Material Safety, State, Tribal, and Rulemaking Programs
Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
T8-E18
Washington, D.C. 20555-0001

Dear Ms. Henderson:

Enclosed is a copy of the proposed revisions to the Arkansas State Board of Health's Rules and Regulations for Control of Sources of Ionizing Radiation, effective November 30, 2014. We currently have another regulation package, that NRC has already reviewed, not quite through the administrative law process yet, that is based on our October 1, 2012 regulations. At the earliest, these "April 2015" proposed revisions will be made available for public comment on approximately May 1, 2015 with a request for comments by approximately June 4, 2015. The proposed regulations are identified by line-in/line-out text and by a right-sided border. These regulations correspond to the following equivalent amendments to the NRC's regulations:

RATS ID	Title	State Section
2013-1	Physical Protection of Byproduct Material	Sections 2, 3, 4, 9, 12
2013-2	Distribution of Source Material to Exempt Persons and to General Licensees and Revision of General License and Exemptions	Section 2
2015-2	Safeguards Information – Modified Handling Categorization, Change for Materials Facilities	Section 12

We believe that adoption of these revisions satisfies the compatibility and health and safety categories established in the Office of Nuclear Material Safety and Safeguards (NMSS) Procedure SA-200. Attached are cross-references for the RATS IDs listed above.

Enclosed, in addition, is the Department's response to a comment received from the NRC dated January 12, 2015 regarding 10 CFR 20.1902(c).

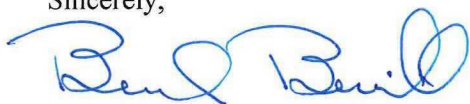
Also, please review these additional sections:

RH-102.a.	License Requirement	10 CFR 30.3
RH-200. (added) and 1100. (revised)	Definition of special nuclear material	10 CFR 70.4, 10 CFR 20.1003

RH-501.	Condition of Transfer	10 CFR 30.41
RH-600.a.4.	Records	10 CFR 40.61(a)(4)
RH-600.d., e., f.	Records	10 CFR 30.51 (d), (e), (f)
RH-405.f. moved to RH-1800.b.2.	Licensing of the use of sealed sources in industrial radiography	10 CFR 34.13
RH-7013.a.	Specific Licenses for Irradiators	10 CFR 36.13
RH-8420.	Release of Individuals Containing Radioactive Drugs or Implants	10 CFR 35.75
RH-8552.b.	Safety Precautions	10 CFR 35.315(b)
RH-8603.a.	Safety Instruction	10 CFR 35.410(a)

If you have any questions, please contact me at (501) 661-2301 [Bernard.Bevill@arkansas.gov] or Angela Minden of my staff at (501) 661-2528 [Angela.Minden@arkansas.gov].

Sincerely,



Bernard (Bernie) Bevill, Section Chief
Radiation Control Section
Arkansas Department of Health

Enclosures: As stated

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