

Rajapakse, Champa

From: Scott, Phillip (CDPH-RHB) <Phillip.Scott@cdph.ca.gov>
Sent: Tuesday, August 04, 2015 12:19 PM
To: AgreementStateRegs Resource
Cc: Erickson, Randy; Beardsley, Michelle; Perez, Gonzalo (CDPH-DFDRS); Hsu, Stephen (CDPH-DFDRS-RHB); Fassell, John (CDPH-DFDRS-RHB-RMS); Sapunor, Peter (CDPH-EXEC-OLS); Greger, Robert (CDPH-DFDRS-RHB); Scott, Phillip (CDPH-RHB)
Subject: [External_Sender] Review of Agreement State Regulations/Legally Binding Requirements - Part 37 (RATS ID 2013-1)
Attachments: Proposed Part 37 LBR-08-2015.docx
Importance: High

Ms. Pamela J. Henderson, Deputy Director
Division of Materials Safety, State, Tribal, and Rulemaking Programs (MSTR)
Office of Nuclear Material Safety and Safeguards (NMSS)
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dear Ms. Henderson:

On behalf of Gonzalo L. Perez, Chief, Radiologic Health Branch, California Department of Public Health, attached for your review is a copy of the proposed legally binding requirement (LBR) addressing the Physical Protection of Byproduct Material requirements NRC adopted under 10 CFR 37 (RATS ID 2013-1 & 2015-2). We request a response as soon as possible for quick implementation.

The LBR is based on the Part 37 final rule identified in the March 19, 2013 publication of the federal register (78 FR 16922) and as amended on September 30, 2014 (79 FR 58664) and confirmed on January 26, 2015 (80 FR 3865). We believe the proposed LBR satisfies the compatibility categories as specified in those federal registers for Part 37.

The attachment is not intended to address all changes found in RATS IDs 2013-1 and 2015-2, only Part 37. We have developed and are finalizing proposed regulations addressing those changes. Those proposals will be submitted at a future date under separate cover.

If you have any questions, please contact me at Phillip Scott, Chief, Regulations Unit at (916) 440-7978, or Gonzalo L. Perez at (916) 440-7942.

Phillip L. Scott, MA, CRT
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