



NORTH DAKOTA
DEPARTMENT of HEALTH

ENVIRONMENTAL HEALTH SECTION
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September 9, 2015

Michelle R. Beardsley, Health Physicist
State Regulation Review Coordinator
U.S. Nuclear Regulatory Commission
ASPB/MSTR/NMSS
Washington, DC 20555-001

Dear Ms. Beardsley:

Attached is a copy of the proposed revisions to the North Dakota Radiological Health Rules Chapter 33-10-03.1-01. The changes are identified by underline of added text and deleted text is lined out and corresponds to the following NRC's regulations.

RaTs ID	<u>Title</u>	<u>State Section</u>
2012-1 §31.5 & §31.6	Requirements for Certain Generally Licensed Industrial Devices Containing Byproduct Material	33-10-03.1-01

We believe adoption of these sections will satisfy the compatibility and health and safety categories established in the office of Nuclear Material Safety and Safeguards (NMSS) Procedure SA-200.

If you have any questions, please feel free to contact me at (701)328-5188 or Dale Patrick of my staff at (701)328-5199 or dpatrick@nd.gov.

Sincerely,

Dale P. Patrick

For Terry L. O'Clair, P.E.
Director
Division of Air Quality

TLO/DPP:saj