



**NORTH DAKOTA**  
DEPARTMENT of HEALTH

ENVIRONMENTAL HEALTH SECTION  
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September 10, 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 revision to the North Dakota Radiological Health Rules Chapter 33-10-13.1. The changes are identified by color highlighting and with comments on the sided of each change and corresponds to the following NRC's regulations.

<u>RATS ID</u>	<u>Title</u>	<u>State Section</u>
2012-2	§71.4, §71.97(a), §71.97(c)(1), §71.97(c)(3) §71.97(d)(4), §71.97(e), §71.97(f)(1)	Advance Notification to Native American tribes of Transportation of Certain Types of Nuclear Waste 33-10-13.1

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](mailto:dpatrick@nd.gov).

Sincerely,

*Dale P. Patrick*

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

TLO/DPP:saj  
Attach: