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**DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF PUBLIC AND BEHAVIORAL HEALTH
Bureau of Preparedness, Assurance, Inspections and Statistics**

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November 29, 2016

Pamela J. Henderson, Deputy Director
Division 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 final revisions to the Nevada Administrative Code (NAC) 459, Hazardous Materials, final adopted regulation R144-13RP5. The final regulations are identified by line-in/line-out text (or similar identification) and correspond to the following equivalent amendments to NRC's regulations.

<u>Rats ID</u>	<u>Title</u>	<u>State Section</u>
2013-1	Physical Protection of Byproduct Materials	R144-13RP5
2013-2	Distribution of Source Material to Exempt Persons and to General Licensees and Revision of General License and Exemptions Generally Licensed Industrial Devices Containing Byproduct Material	R144-13RP5
2015-1	Domestic Licensing of Special Nuclear Material - Written Reports and Clarifying Amendments	R144-13RP5
2015-2	Safeguards Information - Modified Handling Categorization, Change for Materials Facilities	R144-13RP5

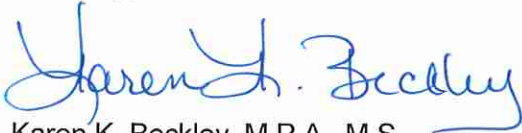
We believe that adoption of these revisions satisfies the compatibility and health and safety categories established in the Office of Nuclear Material Safety and Safeguards (NMSS) Procedure SA-200.

The following is an issue that Nevada will address in a future revision to the NAC 459:

1. R144-13RP5 does not address the comment in letter dated March 03, 2015, ML15041A415, RATS ID 2015-2. The comment will be addressed in future proposed regulations.

If you have any questions, please feel free to contact Michael Schmidt, Radiation Control Specialist III at (775) 687-7530 or at mschmidt@health.nv.gov.

Sincerely,

A handwritten signature in blue ink, reading "Karen K. Beckley".

Karen K. Beckley, M.P.A., M.S.
Manager, Radiation Control Program

Enclosure: R144-13RP5 final revised regulations to the NAC 459
Nevada Secretary of State cover sheet
RATS ID 2013-1/R144-13RP5 cross reference document
RATS ID 2013-2/R144-13RP5 cross reference document
RATS ID 2015-1/R144-13RP5 cross reference document
RATS ID 2015-2/R144-13RP5 cross reference document
Nevada Administrative Code 459

MWS/nm