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# NEW MEXICO ENVIRONMENT DEPARTMENT

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BUTCH TONGATE  
Cabinet Secretary  
J.C. BORREGO  
Deputy Secretary

November 21, 2017

Kevin Williams, 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 Mr. Williams:

Enclosed is a copy of the proposed legally binding license condition reviewed by NRC letter dated November 13, 2017, with two comments. The Radiation Control Bureau has made the corrections based on the NRC comments. The legally binding requirements correspond to the following equivalent amendments to NRC's regulations.

<u>Rats ID</u>	<u>Title</u>	<u>State Section</u>
2015-2	Safeguards Information-Modified Handling Categorization, Change for Material Facilities 10 CFR Parts 30, 37, 73, and 150 79 FR 58664	Approved license

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.

If you have any questions, please feel free to contact Michael Ortiz at 505-476-8605 or E-MAIL [michael.ortiz1@state.nm.us](mailto:michael.ortiz1@state.nm.us).

Sincerely,

Santiago Rodriguez, Bureau Chief  
Radiation Control Bureau

*Enclosure: NRC review letter November 13, 2017,  
Proposed legally binding license condition.*