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**Subject:** FW: Docket ID: NRC-2017- 0198  
**Attachments:** STC-17-073\_OAS\_Comments.pdf

**From:** Goodman, Jenny [<mailto:Jenny.Goodman@dep.nj.gov>]  
**Sent:** Tuesday, December 19, 2017 9:34 AM  
**To:** Ma, May <[May.Ma@nrc.gov](mailto:May.Ma@nrc.gov)>  
**Subject:** [External\_Sender] Docket ID: NRC-2017- 0198

Attached are the OAS comments. Submitted electronically yesterday.  
Jenny

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10/19/2017  
82 FR 48727  
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Jenny Goodman, Director, New Jersey

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December 18, 2017

May Ma  
Office of Administration  
Mail Stop: OWEN-2-A13  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

OPPORTUNITY TO COMMENT ON DRAFT GUIDANCE DOCUMENT FOR  
ALTERNATIVE DISPOSAL REQUESTS ENTITLED, "GUIDANCE FOR THE REVIEWS  
OF PROPOSED DISPOSAL PROCEDURES AND TRANSFERS OF RADIOACTIVE  
MATERIAL UNDER 10 CFR 20.2002 AND 10 CFR 40.13(a)" (STC-17-073)

Docket ID: NRC-2017-0198

Dear Ms. Ma:

The Organization of Agreement States (OAS) Executive Board (Board) reviewed the above document and offers the following comments.

1. For on-site disposals, it is stated that in most cases, because doses from on-site disposals are expected to be a small fraction of the dose limit for unrestricted use of a site found in § 20.1402, the analyst does not need to consider potential dose from radon from source material, byproduct, or special nuclear material, consistent with the statements of consideration for the LTR found in Subpart E of 10 CFR Part 20. However, in section 7.1.2 Off-Site Burial Disposals, it is stated that Radon from source, byproduct or special nuclear material should be considered, as appropriate, for off-site disposals. Why should there be a difference between off-site and on-site consideration of radon?
2. Under the section entitled 7.2.2 § 40.13(a) Requests, it should be clarified that some source material that is exempt under 10 CFR 40.13(a) may be classified as either Technologically Enhanced Naturally Occurring Radioactive Material (TENORM) or diffuse Naturally Occurring or Accelerator Produced Radioactive Material (NARM) and may be regulated under separate regulations by the states, either Agreement or Non-Agreement. These regulations may not allow for materials to be disposed in the same manner as described in this guidance. The state Radiation Control Program Director should be contacted to ensure all regulations are adhered to.

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We appreciate the chance to comment on this subject, and stand ready to answer any questions you may have.

Sincerely,

A handwritten signature in cursive script that reads "David A. Turberville".

David Turberville  
OAS Chair  
Office of Radiation Control  
Alabama Department of Public Health  
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