



Testing Inspection Engineering Analysis



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PETITION RULE PRM-71-7(43FR25749)

Secretary of the Commission
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Attention: Docketing and Service Branch

Gentlemen:

We would like to express a few comments in regard to the proposed Regulation Appendix E of Part 71. I am not sure who this appendix was originally adopted for, but it seems to be a Q. A. program that duplicates our operating and emergency procedures as users of Radioactive Material for Industrial Radiography. Our procedures tell how we receive each source, how we ship each source out again, to who, and in what shipping container.

This Q. A. Program seems to have been written to control the manufacturing of radiation storage and shipping containers. Why is it being forced upon others who are already being governed by similar regulations, and are following their procedures, which have been approved by the U.S. Nuclear Regulatory Commission.

As a small businessman you have to be responsible for almost everything your Company does. The responsibility of just keeping everyone satisfied, trying to earn a profit, trying to satisfy the customer, etc. is enough to keep four men busy. Can you imagine the additional work load, cost and frustration that additional rules and regulations cause, especially when they are duplications or seem to serve no real purpose.

It's a different ballgame, sitting back there thinking up ways to make this industry safer, than it is out here, using them to do a thorough inexpensive job. Do not get me wrong, rules and regulations are necessary and they need changing at times, but more thought and practicality must be used before they are adopted as law. You can build a chain to keep a cow from the rich food but you have to design it and proof test it so she won't strangle herself.

This leads me into some comments in regards to the proposed changes to part 34. It appears that the commission is trying to require equipment to be designed and built to eliminate human errors. This

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is fine, if practical and workable, but how do you design and build equipment that will prevent itself from failure. There is a failure factor in most everything and everyone. This factor depends on training, work load, condition, disposition, experience, attitude and these can change each day depending upon the situation. Almost all equipment, no matter how automatic is controlled or operated by man. This man is the important factor and it depends upon his training, loyalty, experience, attitude and disposition of how that machine will work.

Almost all the equipment used today is as safe as practical. Most all the over exposures are caused from human error and to design fool-proof equipment that will be operated by that same man does not solve the problem in my eyes. It only adds to the cost of doing the same job, which you and I end up paying in our taxes, utility and food bills.

Companies are being choked and put out of business by additional government regulations. When businesses fold, the taxes they pay stops. When there is no taxes there is no money to pay government employees and soon there is no government, then what will happen to us? I think we should work together and develop safe and practical rules and regulations.

Sincerely,

UNIVERSAL TESTING, INC.



M. S. Mullikin

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