



# UNIVERSAL TECHNICAL TESTING LABORATORIES, INC.

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July 19, 1985

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

Secretary  
U.S. NUCLEAR REGULATORY COMMISSION  
Washington, D.C. 20555

JULY NUMBER PR-3040.61 et al (11)  
PROPOSED RULE (50 FR 23960)

Attention: Docketing and Service Branch

RE: ANPRM-10CFR Parts 3, 40, 61, 70 & 72  
Financial Responsibility Requirements  
Applicable to NRC Licenses for  
Cleanup of Accidental and Unexpected  
Releases of Radioactive Materials

Gentlemen:

We are strongly opposed to the above proposal as it applies to Industrial Radiographers, for the following reasons:

1. Radioactive sources licensed for industrial radiography are sealed and encapsulated. No conceivable accident could possibly result in a cleanup cost of two million dollars. A more realistic "worst case" cost might be \$20,000 or so, and even that is hard to imagine. Bear in mind the vast majority of licenses covering radioactive sources for industrial radiography at field sites are limited to 100 curies of Iridium 192 or Cobalt 60.

2. Only the very large Radiographic Testing Laboratories could show the required financial responsibility. All of the smaller organizations would be forced to purchase appropriate insurance. The insurance cost would make the smaller independent organizations unable to compete with the large firms. The result of this rule is that small licenses would be forced out of business.

It would seem much more practical that the NRC expand their scale of fines imposed on Industrial Radiographic Organizations for failure to comply with rules and place this money in a fund to insure proper cleanup in the case of an accident. If the accident is due to negligence, an additional fine should be imposed.

Sincerely yours,

UNIVERSAL TECHNICAL TESTING LABS, INC.

*Carl M. Modes*  
Carl M. Modes, President

8507250111 850722  
PDR PR  
30-50FR23960 PDR

CMM/pm

D310  
add. Mary Jo Simon, 62355

Acknowledged by card

JUL 23 1985

Reliable Electric / Utility Products  
11333 Addison Street / Box 1915  
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DOCKET NUMBER

PROPOSED RULE

(50 FR 23960)

PR-30,40,61 et al

(12)

RELIANCE  
COMM/TEC

USNRC

\*85 JUL 22 P1:39

DOCKET NUMBER 17, 1985  
BRANCH

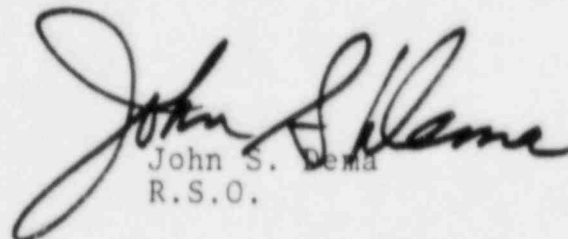
ATTN:

Joseph O. Bunting, Jr., Chief  
Policy and Program Control Branch  
Division of Waste Management  
Office of Nuclear Material  
Safety and Safeguards

SUBJECT: Responsibility for Clean up of Accidental Release  
of Certain Materials Licenses.

Our low level waste disposal of KR85 is in the hands of  
Arc Waste Disposal of Illinois, which is transferred to  
our site in the state of Washington. We do have the  
resources of payment in the event we have a problem.

P.S. I am watching the proposed rule making Federal Register  
for this topic.

  
John S. Dema  
R.S.O.

JD/md

*Note this comment is for Proposed Rule making  
(ANPRM)  
of June 20, 1985*

*Fed Reg comment of  
Oct 7-1985*

*DS10  
add Mary J. Sumner 62355*

**INC** IMMUNO NUCLEAR

DOCKET NUMBER

PRIORITIZED FILE

PR-30,40,61 et al ⑨  
(50 FR 23960)

DOCKETED  
USNRC

July 18, 1985

'85 JUL 22 A11:59

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

Secretary of the Commission  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555  
Attention: Docketing and Service Branch

Dear Sir,

This is in response to the Advanced Notice of the Proposed Rulemaking on Financial Responsibility for Cleanup of Accidental Releases of Certain Materials Licensees, as published in the Federal Register on June 7, 1985.

Immuno Nuclear Corporation is a small company involved in the manufacturing of radioimmunoassay test kits using 125 iodine and 3 hydrogen. We employ about 90 people, and have annual sales of about \$5 million.

The radioactive waste produced here is shipped to the Richland, Washington site for disposal. We anticipate about six 55 gallon drums of each to be produced per year. The waste is low in radioactivity. The 3 hydrogen barrels contain about 10 mCi, and the 125 iodine barrels range from near 0 to about 200 mCi. With a 60 day half life, the 125 iodine decays to near 0 in about two years.

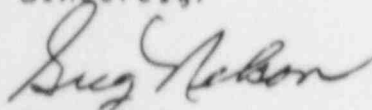
With such small quantities and short half-life, I cannot justify a ruling which would cause us to have to buy insurance or other coverage to guarantee environmental cleanup costs in the event of an accident.

Our disposal costs now are extensive, and this proposed ruling would only serve to increase substantially our already high costs.

As a small business, we cannot continue to absorb all the increasing costs of this disposal. I hope you will make the effort to set an exemption standard for small quantity generators of low level wastes.

Thank you for your consideration.

Sincerely,



Greg Nelson  
Regulatory Affairs Officer

DS10  
add Mary Jo Simon  
62355

110

Acknowledged by card JUL 23 1985





DOCKET NUMBER  
PROPOSED RULE **PR-30,446/etal**  
**(50 FR 23960) ①**

25 Ridgewood Road

Springfield, VT. 05156

(802) 885-2151

\*85 JUL 22 A11:51

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

July 17, 1985

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

Dear Sir:

I am writing to express my feelings regarding your request for comments on proposed rule making regarding the financial responsibility requirements applicable to NRC licences for clean-up of accidental and unexpected releases of radioactive materials; Federal Register, Volume 50 #110, Friday June 7th, 1985.

In my opinion, it is probably unnecessary to require small medical institutions such as our small Community Hospital to require such regulations. Ninety nine percent of our imaging is performed using Technetium 99M per Technetate, which as you know has a very short half-life. Within 72 hours, the radioactivity would be at virtually a background level. Therefore, I cannot envision there occurring an accidental release which would require extensive funds for the clean-up.

Thank-you very much for considering my opinion.

Yours truly,

*Mark Wellens M.D.*

Mark Wellens, M.D.  
Chief of Radiology  
Springfield Hospital

MW/sg

DS10  
add: Mary Jo Simon, 62355

JUL 23 1985  
Acknowledged by card.....

*pd*

DOCKET NUMBER PR-30,40,61 et al.  
PROPOSED RULE (50 FR 23960) ⑧  
70, 72

JONATHAN J. YORBBAGY, M. D., INC.  
DIRECTOR OF RADIOLOGY  
ST. JOHN MEDICAL CENTER  
STEBENVILLE, - OHIO 43952  
TELEPHONE (614) 264-8287

JONATHAN J. YORBBAGY, M. D.  
W. HUNTER VAUGHAN, M. D.  
JAE M. KOH, M. D.  
BELEN P. VARGAS, M.D.

\*85 JUL 22 A11 53

OFFICE OF SERVICE  
DOCKETING & SERVICE  
BRANCH

July 16, 1985

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

Attention: Docketing and Service Branch  
Joseph O. Bunting, Jr., Chief  
Policy and Program Control Branch  
Division of Waste Management  
Office of Nuclear Material Safety and Safeguards

Dear Sir:

This is in response to your financial responsibility requirements applicable to NRC licensees for clean-up of accidental and unexpected releases of radioactive materials.

Your Federal Register Volume 50 No. 110 of proposed rules is much too inclusive of materials and functions not applicable to each other or to the magnitude of involvement that is feasible with some of your listed licensees.

Please be advised my interest is mainly that of Nuclear Medicine diagnosis and Radiation Therapy. We already are regulated. We already have high cost centers built in. Our malpractice is astronomical and any further infringement on our financial status would result in probability of not being able to function at all due to the high cost as well as prohibiting patient care as the cost certainly would have to be passed on to that individual.

The types of possible acceptance of financial assurances that the Commission is considering would be a great boost to the insurance companies and attorneys. The description under Specific Considerations would increase the cost due to the fact that numerous agencies would have to be formed and with our great federal deficit already at hand, this would only enhance the deficit.

Therefore, it is my firm opinion that in Nuclear Medicine diagnosis and Radiation Therapy numerous regulations and standards have already been set and at the present I do not see any further need. If any other part of the licensees are in need of regulation, then that should be a specific issue and not a general issue.

Thank you.

Sincerely,

*Jonathan J. Yorbbagy, M.D., Inc.*  
Jonathan J. Yorbbagy, M.D., Inc.  
Director of Radiology

JJY/sr

JUL 23 1985

Acknowledged by card...

pd

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D-10  
Add: Mary Jo Simcox, 62355