

OCT - 4 1996

Ms. Joyce K. Davidson, Health Physicist
Radioactive Material Program
Nebraska Department of Health
301 Centennial Mall South
P.O. Box 95007
Lincoln, NE 68509-5007

Dear Mrs. Davidson:

We have reviewed the proposed Nebraska rules, Title 180 NAC 1-019 "Licenses and Radiation Safety Requirements for Irradiators" and relevant changes to 180 NAC 1-004.21 and 180 NAC 1-015.26 as a result of the new 180 NAC 1-019, dated June 1996. The proposed rules were reviewed by comparison to the equivalent NRC regulations in 10 CFR Part 36. We acknowledged receipt of the proposed rules initially on July 15 by Mr. Richard Blanton and received your follow up letter dated September 13, 1996. We regret that our review of the proposed rule changes could not have been completed earlier.

As the result of the review we have no comments. Under our current procedure, a finding that a rule meets the compatibility requirements may only be made based on a review of the final text of the rule. However, we have determined that if the proposed rules were adopted without significant change, they would be compatible.

We request that when the proposed rules are adopted and published as final rules, a copy of the "as published" rules be provided to us for review. As requested in our All Agreement States Letter SP-96-027, "Request to Highlight Changes to Agreement State Regulations Submitted to NRC for Compatibility Review" (March 1, 1996), please highlight the final changes and send one copy in a computer readable format, if possible.

If you have any questions regarding the comments or any of the NRC rules used in the review, please contact me or Dr. Stephen N. Salomon of my staff at (301) 415-2368, or INTERNET: SNS@NRC.GOV.

Sincerely,

Original Signed By:
PAUL H. LOHAUS

Paul H. Lohaus, Deputy Director
Office of State Programs

9610150067 961004
PDR STPRG ESGNE
PDR

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*See previous concurrence.

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OSP FILE: SP-AG-16

Joyce K. Davidson, Health Physicist
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Nebraska Department of Health
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P.O. Box 95007
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Sincerely,

Paul H. Lohaus, Deputy Director
Office of State Programs

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NAME	SNSalomon:maj		PLohaus	FXCameron	RLBangart
DATE	09/30/96		09/30/96	09/ /96	09/ /96

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UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

October 4, 1996

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Sincerely,

A handwritten signature in dark ink, appearing to read "Paul H. Lohaus", is written over the typed name.

Paul H. Lohaus, Deputy Director
Office of State Programs

(FYI) RLB2 *
PHL *
SLD *

* W/O Attachments

EXECUTIVE TASK MANAGEMENT SYSTEM

<<< PRINT SCREEN UPDATE FORM >>>

TASK # - 6S235

DATE- 09/19/96

MAIL CTRL. - 1996

TASK STARTED - 09/19/96

TASK DUE - 10/02/96

TASK COMPLETED - / /

TASK DESCRIPTION - 9/13/96 LTR - TLE 180 NAC 1-019 "LICENSES AND
RADIATION SAFETY REQUIREMENTS FOR IRRADIATORS F/REVIEW

REQUESTING OFF. - NE REQUESTER - J. DAVIDSON WITS - 0 FYP - N

PROG.- SNS

PERSON -

STAFF LEAD - SNS

PROG. AREA -

PROJECT STATUS -

OSP DUE DATE: 10/3/96

PLANNED ACC. - N

LEVEL CODE - 1