

From: [James Uhlemeyer \[KDHE\]](#)
To: [O'Hara, Joe](#)
Subject: [External_Sender] RE: Request for KS regulations KAR 28-35-221b
Date: Monday, November 16, 2020 11:12:42 AM

Howdy!

The text is as follows:

28-35-221b. Appendix A; determination of A₁, A₂, and B quantities. The provisions of 10 C.F.R. part 71, appendix A, as in effect on July 13, 2015, are hereby adopted by reference, with the changes specified in this regulation.
(a) Wherever the term "commission" appears within 10 C.F.R. part 71, appendix A, that term shall be replaced with the term "department."
(b) In 10 C.F.R. part 71, appendix A, paragraph II(c) shall be replaced with the following text: "The licensee shall submit requests for prior approval, described under paragraphs II(a) and II(b) of this appendix, to the department." (Authorized by and implementing K.S.A. 48-1607; effective Sept. 20, 1993; amended Oct. 17, 1994; amended May 4, 2018.)

For future reference, it is available at https://sos.ks.gov/publications/pubs_kar.aspx.

Thank you,
James Uhlemeyer
KDHE

From: O'Hara, Joe <Joe.O'Hara@nrc.gov>
Sent: Friday, November 13, 2020 2:12 PM
To: James Uhlemeyer [KDHE] <James.Uhlemeyer@ks.gov>
Cc: AgreementStateRegs Resource <AgreementStateRegs.Resource@nrc.gov>
Subject: Request for KS regulations KAR 28-35-221b

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Mr. Uhlemeyer,
Thank you for the return telephone call this afternoon. As I mentioned, I am Joe O'Hara and I am in the process of reviewing your recent proposed regulations submittal for RATS 2015-3. As I near the end of my review, I noticed in RATS 2015-3 that Kansas references 28-35-221b as being incorporated by reference. I did not find a copy of KAR 28-35-221b regulations in your submittal nor could I find them on your webpage.
At your earliest convenience next week, could you please e-mail a copy to me at this e-address.
If you have any questions whatsoever, please contact me and thank you.
R/

Joe

Joe O'Hara, Project Manager

State Agreement and Liaison Programs Branch

Division of Materials Safety, Security, State, and Tribal Programs

Office of Nuclear Material Safety and Safeguards

U.S. Nuclear Regulatory Commission

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