



Scott Harris, M.D., M.P.H.
STATE HEALTH OFFICER

May 6, 2021

Theresa V. Clark, Deputy Director
Division of Materials Safety, Security
and Tribal Programs
Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Re: 2021 Alabama Rules Revisions

Dear Ms. Clark:

Enclosed are copies of the revisions to the proposed Alabama Radiation Control Rules. These include Chapters 420-3-26-.02, Licensing 420-3-26-.07, Use of Radionuclides in the Healing Arts, and 420-3-26-.15, Physical Protection of Category 1 and 2 Quantities of Radioactive Material. The proposed revisions are currently being reviewed by our Office of General Counsel and will be made available for public comment once approved by the State Committee of Public Health, with a mandatory 45-day comment period. We request NRC's comments within 60 days of receipt of this letter, with enclosures. These proposed revisions include actions taken as a result of NRC comments to our inaccurate reference within RATS 2007-3, and also incorporate revisions that correspond to the following amendments to NRC's regulations.

<u>Rats ID</u>	<u>Title</u>	<u>State Section</u>
2007-3,	Requirements for Expanded Definition of Byproduct Material (Reference Correction)	420-3-26-.07, Use of Radionuclides in the Healing Arts
2018-1,	Medical Use of Byproduct Material	420-3-26-.02, Licensing, and 420-3-26-.07, Use of Radionuclides In the Healing Arts
2018-2,	Miscellaneous Corrections - Parts 37 40, 70 and 71	420-3-26-.15, Physical Protection of Category 1 and 2 Quantities of Radioactive Material

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2018-3,	Miscellaneous Corrections to Parts 1, 2, 34, 37, 50, 71, 73 and 140	420-3-26-.15, Physical Protection of Category 1 and 2 Quantities of Radioactive Material
2019-1	Miscellaneous Corrections to Parts 2, 21, 37, 50, 52, 73 and 110	420-3-26-.15, Physical Protection of Category 1 and 2 Quantities of Radioactive Material
2020-2	Social Security Number Fraud Prevention to Parts 9 and 35	420-3-26-.07, Use of Radionuclides in the Healing Arts
2020-3	Miscellaneous Corrections to Parts 1, 2, 19, 20, 21, 30, 34, 35, 40, 50, 51, 52, 60, 61, 62, 63, 70, 71, 72, 73, 74, 75, 76, 110 and 140	420-3-26-.07, Use of Radionuclides in the Healing Arts

The proposed regulations are identified by underline/strikeout text.

We believe that adoption of these revisions satisfies the compatibility and health and safety categories established in the Office of Federal and State Materials and Environmental Programs (FSME) Procedure SA-200.

If you have any questions, please feel free to contact me at 334-290-6244 or David.Turberville@adph.state.al.us.

Sincerely,



David A. Turberville, Director
Office of Radiation Control

DAT/mkr

Enclosures
As stated