

August 3, 2001

Mr. Charles H. Rose  
American Association for  
Nuclear Cardiology, Inc.  
5660 Airport Boulevard, Suite 101  
Boulder, CO 80301

Dear Mr. Rose:

This is in regard to your letter dated February 15, 2001. You requested further clarification to our letter dated February 6, 2001, regarding Agreement State accepting/not accepting authorized users (AU) and radiation safety officers (RSO) listed on NRC licenses. The following is our response:

1. As stated in our February 6, 2001 letter, Agreement State acceptance of authorized users and radiation safety officers listed on NRC licenses is not required to meet compatibility requirements. Without an actual case, we cannot speculate on possible circumstances which might result in NRC action.
2. NRC has not taken action in this area in the past ten years.
3. The NRC Office of the General Counsel has not addressed whether this issue might relate to interstate commerce or antitrust implications, nor has counsel identified any need to do so at this time.

I trust that this response addresses your questions.

Sincerely,

/RA/

John W. N. Hickey, Chief  
Materials Safety and  
Inspection Branch  
Division of Industrial and Medical  
Nuclear Safety, NMSS

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Coordinated with Lloyd Bolling, STP / Marjorie Rothschild and Stuart Treby, OGC

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\*See Previous Concurrence

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