



State of Utah

DEPARTMENT OF ENVIRONMENTAL QUALITY DIVISION OF RADIATION CONTROL

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February 21, 2002

Josephine M. Piccone Deputy Director
United States Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dear Ms. Piccone:

We are in receipt of your letter dated February 7, 2002, regarding the review of the final Utah rules R313-12, "General Provisions," R313-15, "Standards for Protection Against Radiation," R313-22, "Specific Licenses," R313-32, "Medical Use of Radioactive Material," and R313-34, "Requirements for Irradiators, which became effective on September 14, 2001. As stated in NRC's letter dated November 16, 2001, the NRC determined that R313-15-208 as stated in the final Utah rules was not compatible with NRC requirements. The NRC letter dated February 7, 2002 stated that Utah will need to amend R313-15-208 in order to meet the compatibility requirements for 10 CFR 20.1208.

NRC's most recent letter regarding this matter also indicated that the NRC understood that the Utah rules are based on the Suggested State Regulations (SSR) by the Conference of Radiation Control Program Directors (CRCPD). NRC had contacted the Chair of the CRCPD SR-2 SSR Working Group and determined that the section of the SSR which was found to be incompatible is presently under revision.

Based on the above information, the State of Utah has determined that rulemaking to amend R313-15-208 will commence upon completion of the revision of the SSR's and review and approval of the SSR's revision by the NRC. Until these actions are completed, we plan to take no action regarding the revision of R313-15-208. If you determine that this approach is unacceptable, please provide us with a written response outlining what the necessary steps are to resolve this matter.

UTAH RADIATION CONTROL BOARD

William J. Sinclair, Executive Secretary

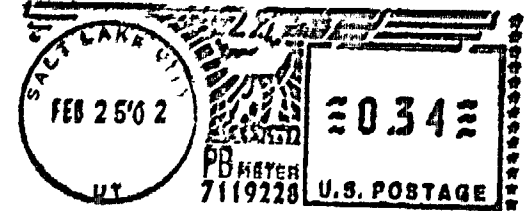
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DEPARTMENT OF ENVIRONMENTAL QUALITY

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RETURN SERVICE REQUESTED



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