

December 20, 2003

Mr. Paul S. Schmidt, Chief
Radiation Protection Section
Division of Public Health
Department of Health & Family Services
P.O. Box 2659
Madison, WI 53701-2659

Dear Mr. Schmidt:

We have reviewed your December 12, 2002 letter responding to our comments on the final regulations in Wisconsin Administrative Code, Chapter HFS 157 entitled, "Radiation Protection," which became effective on August 1, 2002.

Reference to the United State Code (42 USC 2021) versus "Subsection 274b of the Act" in defining an "Agreement State;" use of a license condition to serve as "Legally Binding Requirements" for Alternate Criteria for Decommissioning; and the policy statement and license conditions on Training and Experience Requirements for Medical Users, meet our requirements for compatibility.

We understand that these changes, along with the other suggestions made in our November 27, 2002 letter to you, will be incorporated into the next revision of your regulations.

If you have any questions regarding this matter, please contact me at (301) 415-2325 or Lloyd Bolling at (301) 415-2327 or LAB@NRC.GOV.

Sincerely,

/RA/

Josephine M. Piccone, Deputy Director
Office of State and Tribal Programs

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