DOCKET NUMBER
PROPOSED RULE PR 35
(68FR 68549)

(3)

From: Lynne Fairobent <LynneF@acr.org>
To: "Roger Broseus (E-mail)" <rwb@nrc.gov>, "Patricia Holohan (E-mail)" <PKH@nrc.gov>, "Charlie Miller Ph. D. (E-mail)" <cmiller1@cdc.gov>
Date: Wed, Dec 10, 2003 2:08 PM
Subject: proposed rule T&E

Dear All:

In reading the proposed rule I believe that there has been a disconnect with the intent of the preceptor statement as stated in all previous discussions. This was also discussed with Carl Paperiello at today's CORAR meeting.

If you look at the wording of paragraph (c) it states for example for 35.390:
Has obtained written certification that the individual has satisfactorily completed the requirements in paragraph (a) or (b)(1) of this section and has achieved a level of competency sufficient to function independently as an authorized user for the medical uses authorized under Sec. 35.300. The written certification must be signed by a preceptor authorized user who meets the requirements in Sec. 35.390(a), Sec. 35.390(b), or, before October 24, 2004, Sec. 35.390, or equivalent Agreement State requirements. The preceptor authorized user, who meets the requirements in Sec. 35.390(b), or, before October 24, 2004, Sec. 35.930(b), must have experience in administering dosages in the same dosage category or categories (i.e., Sec. 35.390(b)(1)(ii)(G)(1), (2), (3), or (4)) as the individual requesting authorized user status.

By requesting that the preceptor certify that the individual meets all of the requirements in paragraph a, and not just (a) (1) you are assuming that this individual has knowledge of the individual passing their certification exam. This may or may not be true.

I request that consideration be given to meeting to discuss the rule in redline/strikeout format or a completely integrated new regulation with all sections included. I believe that this is going to cause major furor in the community.

Bill Uffelman, SNM and I are ready to discuss this at the earliest opportunity.

Lynne
Lynne A. Fairobent
Director, Federal Programs
American College of Radiology
1891 Preston White Drive
Reston, Virginia 20191
Phone: 703-716-7550
E-Mail: lynnef@acr.org
Fax: 703-262-9312

DOCKETED
USNRC

December 16, 2003 (3:58PM)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

CC: "Uffelman William (E-mail)" <Wuffelman@snm.org>

Template= SECY-067

SECY-02