



STATE OF WASHINGTON
DEPARTMENT OF HEALTH
OFFICE OF RADIATION PROTECTION

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December 9, 2005

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STP

TO: Medical Radioactive Materials Licensees, Nuclear Pharmacies, Health Physics Consultants & Interested Parties

FROM: *TF* Terry C. Frazee, Western Regional Director

SUBJECT: PROPOSED SUPPLEMENTAL RULE CHANGES & HEARING DATE

As you know, we are proposing to update our regulations to meet the current U.S. Nuclear Regulatory Commission standards regarding the medical use of radioactive material. The latest proposed supplemental changes are summarized below and can be viewed in entirety on the web at the Department of Health's site at (<http://www3.doh.wa.gov/policyreview/>).

This rule change implements comments and suggestions made at the original proposed rule change hearing held October 28, 2005 for the new 10 CFR Part 35 regulations from the U.S. Nuclear Regulatory Commission including the latest changes to NRC's subpart J requirements for training & experience for new authorized users. Chapter 246-240 WAC "Medical Use of Radioactive Material" will be the sole chapter for medical regulations (formerly these were contained in chapters 246-239 WAC and 246-240 WAC). These changes are required for compatibility with the U.S. Nuclear Regulatory Commission and RCW 70.98.050. The rule is primarily of interest to licensees using radioactive material for medical uses. The major result of the rule change is to bring Washington rules into conformance with other Agreement states and the U.S. Nuclear Regulatory Commission.

A public hearing will be held on January 10, 2006 at 10:00 AM in the Town Center 2 Building, Room 145, 111 Israel Road SE, Tumwater, WA (Exit 101 from I-5, go 1 mile east on Tumwater Boulevard - formerly known as Airdustrial Way - turn left on Capital Boulevard, right on Israel Road, and into the parking lot on the right). You may attend in person or send your written comments to me at P.O. Box 47827, Olympia, WA 98504-7827, or FAX to 360-236-2255, or send your e-mail to terry.frazee@doh.wa.gov. Comments must be received by January 10th to assure consideration.

If you wish to receive a hard-copy of the latest proposed rule revision, please call Nancy Burgin at 360-236-3220 or e-mail nancy.burgin@doh.wa.gov.

STP-066 *Y complete*
RIDS: *SP08*

SISP Review Complete

PROPOSED SUPPLEMENTAL RULE CHANGES

Chapter 246-220-010— The definition has been amended to make it clear that both doctors of medicine and doctors of osteopathy are intended in the definition of “physician”.

Chapter 246-240-001—A sentence found in 10CFR35 10 (e) regarding the precedence of these regulations over license conditions has been added for clarity.

Chapter 246-240-072—the word “verifies”, omitted from the proposed rule, has been added as required for compatibility.

Chapter 246-240-072—certain omitted references to written requirements for the authorized medical physicist have been added as required for compatibility.

Chapter 246-240-075—the requirement for seven hundred hours of a particular training has been changed to two hundred hours as required for compatibility.

Chapter 246-240-075—certain omitted references to written requirements for the preceptor authorized nuclear pharmacist certification process have been added as required for compatibility.

Chapter 246-240-154—the requirement for a minimum of eight hours classroom and laboratory training has been added as required for compatibility.

Chapter 246-240-163—the requirement for a minimum of eighty hours of classroom and laboratory training has been added as required for compatibility.

Chapter 246-240-210—the requirement for a minimum three year residency program has been deleted as required for compatibility.

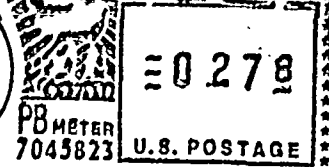
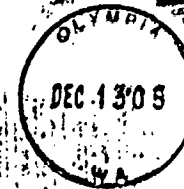
Chapter 246-240-210—the requirement for a minimum of two hundred hours of classroom and laboratory training has been added as required for compatibility.

Chapter 246-240-219—this is a new section and contains requirements for training established in 10CFR35.396 and has been added as required for compatibility.



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