

July 11, 2006

ALL AGREEMENT STATES, NEW JERSEY, PENNSYLVANIA, VIRGINIA

REVISION TO 10 CFR PART 35 - TRAINING AND EXPERIENCE REQUIREMENTS FOR RADIATION SAFETY OFFICERS (STP-06-059)

Purpose: To inform the Agreement States regarding correction of an omission to the regulations in 10 CFR 35.50(d) on the training and experience (T&E) requirements for Radiation Safety Officers (RSO).

Background: The U.S. Nuclear Regulatory Commission (NRC) recently corrected an inadvertent omission to the regulations in 10 CFR 35.50(d). Section 35.50 covers the training and experience (T&E) requirements for Radiation Safety Officers (RSO). Paragraphs 35.50(a) through 35.50(c) provide five separate T&E pathways for an individual seeking authorization as the RSO for a medical use license. All five pathways require an RSO preceptor attestation under 10 CFR 35.50(d). Although all five pathways are described in 10 CFR 35.50(a) through (c), 35.50(d) omitted listing 10 CFR 35.50(c)(2), the T&E pathway for already-authorized individuals, as one of the optional pathways.

In the Thursday, January 12, 2006, edition of the *Federal Register* (71 FR 1926) enclosed, the NRC corrected the omission to 10 CFR 35.50(d) by adding the text, "or (c)(2)" to the listed paragraphs. This change allows the preceptor RSO to attest that the authorized individual (e.g., authorized user, authorized medical physicist or authorized nuclear pharmacist) seeking RSO status meets the requirements in 10 CFR 35.50(c)(2) (i.e., is presently an authorized user, authorized medical physicist, or authorized nuclear pharmacist identified on the licensee's license and has experience with the applicable elements of radiation safety for the types and use of byproduct material similar to those required for the RSO responsibilities). The preceptor RSO must also attest that the authorized individual has training in the radiation safety, regulatory issues and emergency procedures for the types of use for which a licensee seeks approval, and has achieved a level of radiation safety knowledge sufficient to function independently as the RSO for a medical use license. This rule change eliminates the unintended requirement for an authorized individual seeking approval as the RSO for the medical use license to also have completed the T&E requirements for one of the other four pathways in 10 CFR 35.50(a) through (c)(1).

NRC Point of Contact: If you have any questions on this correspondence, please contact Lloyd Bolling, Office of State and Tribal Programs, at the telephone number listed below.

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Enclosure:
As stated

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