

PR 20,30,31,32,33,35,50,61,62,72,110,
150,170 and 171
(71FR42952)



24

STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF RADIOLOGICAL HEALTH

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DOCKETED
USNRC

September 11, 2006

September 12, 2006 (12:23pm)

Secretary
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Attention: Rulemaking and Adjudications Staff

Subject: RIN 3150-AH84 Proposed Rule: 10 CFR Parts 20, 30, 31, 32, 33, 35, 50, 61, 62,
72, 110, 150, 170, and 171 "Requirements for Expanded Definition of Byproduct
Material"

Dear Madam Secretary:

The Tennessee Division of Radiological Health supports the Organization of Agreement States (OAS) position and comments as communicated to you in an August 23, 2006, letter signed by Barbara L. Hamrick, Chair, OAS.

We have regulated the material to be captured under the expanded definition of byproduct material, as "radioactive material", for more than forty years, effectively protecting the public health and safety through the same regulatory practices employed in the conduct of our Agreement State program. Mandated changes to definitions, as discussed in the OAS position, would require unnecessary statutory and rulemaking changes potentially having significant impact on our program.

Thank you for your consideration.

Sincerely,

Lawrence E. Nanney
Director

Template = SECY-067

SECY-02

From: "Eddie Nanney" <Eddie.Nanney@state.tn.us>
To: <SECY@nrc.gov>
Date: Mon, Sep 11, 2006 10:05 PM
Subject: Subject: RIN 3150-AH84 Proposed Rule: "Requirements for Expanded Definition of Byproduct Material"

Dear Madam Secretary:

The Division of Radiological Health, Tennessee Department of Environment and Conservation, submits the attached letter noting our support of the comments provided by the Organization of Agreement States on the subject rulemaking.

Respectfully,
Lawrence E. Nanney
Director
Division of Radiological Health
Tennessee Department of Environment and Conservation
3rd Floor, L&C Annex
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Nashville, TN 37243
615-532-0360

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Creation Date Mon, Sep 11, 2006 6:04 PM
From: "Eddie Nanney" <Eddie.Nanney@state.tn.us>
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