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January 17, 2007 (4:00pm)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

January 16, 2007

Annette L. Vietti-Cook
Secretary
Attn: Rulemakings and Adjudications Staff
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Re: PRM-35-20

Dear Ms. Vietti-Cook:

I appreciate the opportunity to comment on the petition for rulemaking published in the Federal Register Vol. 71 No. 211 on November 1, 2006, concerning restoration of the recognition of diplomates of certifying boards that were previously recognized in 10 CFR Part 35 prior to October 25, 2005.

As a diplomate of the American Board of Health Physics, I support this petition for rulemaking; and urge the Commission to amend its regulations as stated in paragraph 4.2 of the petition to "recognize individuals that were certified by a board that was listed in Subpart J of the of the old regulations for . . . §§ 35.50 (RSO) . . . prior to October 24, 2005."

Although the petition specifically focuses on the American Board of Radiology and the American Board of Medical, the proposed change presented to the Commission, is more general. As such it includes recognition of individuals certified by the American Board of Health Physics (ABHP) as meeting the training and education (T&E) requirements to be an RSO on a medical license.

Requiring individuals certified prior to October 25, 2005 to use the alternate pathway poses a burden upon individuals and licensees without an apparent commensurate benefit to public or worker health and safety.

Certification by the ABHP establishes one's credentials as a radiation safety professional. The ABHP comprehensive certification exam is devoted to radiation safety and training and has included medical applications since its inception. Therefore, I believe that individuals considered qualified to be RSO prior to October 25, 2005 by virtue of their board certification should continue to be considered qualified to hold this position.

I encourage the Commission to favorably consider the petition for rulemaking and modify 10 CFR 35 to recognize the certifications of those individuals who met the Part 35 training and experience requirements for RSO as of October 25, 2005.

Sincerely,

Bobby Davis, CHP

From: Carol Gallagher
To: SECY
Date: Wed, Jan 17, 2007 12:28 PM
Subject: Comment letter on PRM-35-20

Attached for docketing is a comment letter on the above noted PRM that I received via the rulemaking website on 1/16/07.

The commenter's address is:

Bobby Davis
128 Maple Lane
Kingston TN 37763

Carol

Mail Envelope Properties (45AE5C9E.416 : 5 : 35764)

Subject: Comment letter on PRM-35-20
Creation Date Wed, Jan 17, 2007 12:27 PM
From: Carol Gallagher

Created By: CAG@nrc.gov

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