

October 1, 2007

ALL AGREEMENT AND NON-AGREEMENT STATES
ALL STATE LIAISON OFFICERS

FINAL NARM RULE (RIN 3150-AH84) (FSME-07- 090)

Purpose: To transmit the final rule on the expanded definition of byproduct material (NARM rule).

Discussion: The United States Nuclear Regulatory Commission (NRC) sent to the Office of the Federal Register, for publication, the final amendments to the Commission's rules in 10 CFR Parts 20, 30, 31, 32, 33, 35, 50, 61, 62, 72, 110, 150, 170, and 171. The final rule was noticed in the *Federal Register* today (72 FR 55864, dated October 1, 2007). The final regulations will become effective on November 30, 2007. The portable document format (PDF) file is enclosed for your convenience.

These amendments were developed to comply with Section 651 (e) of the Energy Policy Act of 2005, and they establish the regulatory framework for regulating discrete sources of radium-226 and material made radioactive by use of a particle accelerator. The final rule revises the definition of "byproduct material" and adds a definition for "discrete sources," as required by the Energy Policy Act of 2005. The final rule also amends portions of the existing regulations and adds certain provisions for regulating discrete sources of radium-226 and accelerator-produced radioactive material.

For additional information on this rule, contact Catherine Mattsen, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555, telephone: (301) 415-6264

/RA/

Janet R. Schlueter, Director
Division of Materials Safety
and State Agreements
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and Environmental Management Programs

Enclosure:
Final Rule "Requirements For Expanded
Definition of Byproduct Material"

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