



**Division of Environmental Health**  
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**Radiation Protection Section**  
Beverly O. Hall, Chief

Department of Environment and  
Natural Resources  
William G. Ross, Secretary

VIA ELECTRONIC MAIL (rx11@nrc.gov & mlo1@nrc.gov)  
& U.S. MAIL

May 15, 2008

Robert Lewis, Director  
Office of Federal and State Materials and Environmental Management Programs  
Division of Materials Safety and State Agreements  
U.S. Nuclear Regulatory Commission  
Mail Stop 8E24  
Washington, DC 20555-0001

Dear Mr. Lewis:

We are enclosing the proposed language for two legally binding license requirements to address the areas noted in the table below

RATS ID	Title	FR Notice
2005-1	Security Requirements for Portable Gauges Containing Byproduct Material	70 FR 2001
2003-1	National Source Tracking System Part 20	71 FR 65865 72 FR 59162

We believe that the aforementioned documents will be sufficient to address the required elements and are consistent with FSME Procedure SA-201.

If you have any questions, please contact either J. Marion Eaddy III, Health Physicist, or myself at (919) 571-4141.

Sincerely,

W. Lee Cox, III, Manager  
Radioactive Materials Branch

jme

enclosure (as stated)

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**PROPOSED NC LICENSE CONDITION FOR PORTABLE NUCLEAR GAUGE SECURITY REQUIREMENTS [RATS ID 2005-1]**

- XX. The licensee shall use a minimum of two independent physical controls that form tangible barriers to secure portable gauges from unauthorized removal, whenever portable gauges are not under the control and constant surveillance of the licensee.

**PROPOSED NC LICENSE CONDITION FOR NSTS [RATS ID 2006-3]**

- XX. The licensee shall comply with the provisions of 10 CFR 20.2207 regarding the reporting of transactions involving nationally tracked sources, as defined in 10 CFR 20.1003 and Appendix E of 10 CFR Part 20.