



Nebraska Department of Health
and Human Services
December 10, 2008

Mr. Terrence Reis, Deputy Director
Division Materials Safety and State Agreements
Office of Federal and State Materials and
Environmental Management Programs
U.S. Nuclear Regulatory Commission
T8-E24
Washington, D.C. 20555-0001

Dear Mr. Luehman:

The legally binding requirement for the National Source Tracking System Part 20 with an Implementation Date of 01/31/09 will be met with a license condition. The legally binding requirements correspond to the following equivalent amendments to NRC's regulations.

<u>Rats ID</u>	<u>Title</u>	<u>State Section</u>
• 2006-3	National Source Tracking System Part 20	License Condition

The license condition is:

The licensee must comply with the initial inventory reporting requirement in 10 CFR 20.2207(h) for nationally tracked sources by the dates imposed in that paragraph. The licensee must also comply with the reporting requirements for transactions involving nationally tracked sources in 10 CFR § 20.2207. This section includes the requirement to report any manufacture, transfer, receipt, disassembly, or disposal of a nationally tracked source, otherwise allowed by this license, by the close of the next business day after the transaction. A nationally tracked source, as defined in 10 CFR § 20.1003, refers to a sealed source containing a quantity equal to or greater than Category 1 or Category 2 levels of any radioactive material listed in Appendix E to 10 CFR Part 20 – "Nationally Tracked Source Thresholds."

We believe that adoption of these legally binding requirements satisfies the compatibility and health and safety categories established in the Office of Federal and State Materials and Environmental Management Programs (FSME) Procedure SA-200.

We plan to use this license condition on our Increased Controls licensees.

If you have any questions, please feel free to contact me at 402-471-0528.

Sincerely,

Julia Schmitt, Manager
Office of Radiological Health
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cc: Kathleen Schneider