



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, ILLINOIS 60532-4352

JAN 30 2009

Kenneth M. Jacob, M.D.
Radiation Safety Officer
Bates County Memorial Hospital
Nuclear Medicine Dept.
615 W. Nursery Street
Butler, MO 64730

Dear Dr. Jacob:

This concerns letter dated January 12, 2009, signed by Wendell Harris, CEO, informing the commission of your medical use of NARM material. This also refers to my telephone conversation on January 27, 2009, with James Woodward of your staff. Mr. Woodward explained that the medical use of NARM materials did not change your radiation safety program or facilities.

Since unsealed NARM material is now covered under 10 CFR 35.200 and sealed NARM material is now covered under 10 CFR 35.65, you are currently in compliance with NRC requirements and an amendment is not necessary, therefore, your request will be voided.

If you have any questions concerning this letter, please contact me at 623214-5213.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). The NRC's document system is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

Sincerely,


James R. Mullauer, (M.H.S.)
Health Physicist
Materials Licensing Branch

License No. 24-18740-01
Docket No. 030-14114