

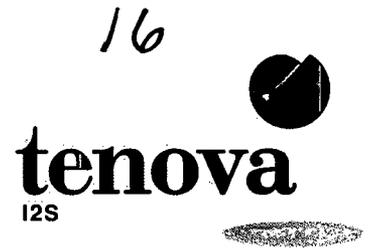
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OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF



To: Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
ATTN: Rulemakings and Adjudications Staff

Dear Sir/Madam,

We are responding to the document on "Limiting the Quantity of Byproduct Material in a General Licensed Device", NRC-2008-0272, Federal Register/Vol. 74, No. 147/Monday, August 3, 2009 Proposed Rules, #38372. The previous proposal of limiting quantities to one half those current allowed in Category 2, Table I, Activities corresponding to Thresholds of Categories, was to us a fair and reasonable approach to the purpose of increasing the public safety by increasing the records keeping activities associated with general licensed devices.

We do, however, wish to take strong exception to the new proposal advocating a level of 1/10 of Category 3 levels. With the exception of devices such as smoke detectors this would eliminate the general license program without actually stating this as the purpose. American manufacturing is under considerable duress as a result of the current economic crisis.

Any increase to the purchase price of our equipment invites an unwelcomed increase in our customer researching alternatives to our proposals. An example of this happened recently in an Agreement State where we were the favoured vendor. That is until the customer researched the cost of registering with their state. It was equivalent to the amount we pay for one of our manufacturing licenses and we lost the order to an alternative technology. By effectively eliminating the general license program this would have the potential of the aforementioned scenery becoming commonplace.

As a responsible manufacturer, we recognize the need for increased accountability as an increase in probable safety. We do, however, also recognize that unless the U.S.N.R.C. can implement a policy limiting the dollar amount that other agencies can charge for this change, it has a very strong potential for abuse. As such, we strongly oppose the changes as they have been presented. We thank you for this opportunity to share our views.

Best Regards,



Randy S. Stevens
Radiation Safety Officer

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