

January 11, 2010

Mr. Sean C. Chapel  
President  
Association of Device Distributors and Manufacturers  
P.O. Box 258  
Winchester, MA 01890

Reference: December 23, 2009 letter from Mr. Sean Chapel to Mr. John Jankovich

Dear Mr. Chapel:

Thank you for your interest in the U.S. Nuclear Regulatory Commission's (NRC's) proposed rule on General License Restrictions. In the referenced letter you identify several concerns that you have about the regulation of byproduct material in devices authorized under a general license, and suggest a dialog between the Association of Device Distributors and Manufactures (ADDM) and NRC aimed at improving current reporting mechanisms in the regulation of generally licensed devices.

I agree with you that the NRC staff should fully consider the impact and practicality of new or amended regulations before they are finalized. This was carried out through the notice and comment rulemaking process, which included publication of the General License Restrictions proposed rule in the *Federal Register* on August 3, 2009. ADDM and two of your member companies, ABB Inc. and Honeywell Automation and Control Solutions, provided comments on the proposed rule. The NRC received a total of 55 comment letters from the public. All of these comment letters are available for public review on [www.regulations.gov](http://www.regulations.gov) under Docket ID NRC-2008-0272.

I am also aware of the e-mail ADDM sent on October 9, 2009, requesting a meeting to further discuss the proposed rule; Mr. Solomon Sahle of my staff provided a response to that e-mail on October 19, 2009.

The issues raised in the referenced letter are similar to your comments submitted on the proposed rule, in your letter dated August 24, 2009. The NRC staff has fully considered all the public comments including yours and is in the process of finalizing a summary and analysis of public comments on the proposed rule, which will be included in the final rule *Federal Register*

S. Chapel

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notice. Our schedule calls for the final rule to be submitted to the Commission in April 2010 for approval to be published in the *Federal Register*. Again, thank you for your interest and involvement in the NRC rulemaking process.

Sincerely,

**/RA/**

Mark R. Shaffer, Director  
Division of Intergovernmental Liaison  
and Rulemaking  
Office of Federal and State Materials  
and Environmental Management Programs

S. Chapel

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Sincerely,

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Mark R. Shaffer, Director  
Division of Intergovernmental Liaison  
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Office of Federal and State Materials  
and Environmental Management Programs

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DILR r/f

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