



MARK B HORTON, MD, MSPH
Director

State of California—Health and Human Services Agency
California Department of Public Health



ARNOLD SCHWARZENEGGER
Governor

July 29, 2010

Mr. Terrence Reis, Deputy Director
Division Materials Safety and State Agreements
Office of Federal and State Materials and
Environmental Management Programs (FSME)
U.S. Nuclear Regulatory Commission
11545 Rockville Pike, MS T8E24
Rockville, MD 20852

Dear Mr. Reis:

Enclosed for your review is a copy of the proposed revisions to the California Radiation Control Regulations addressing changes to 10 CFR 31, 40, and 150. Though the below cited NRC provisions do not specifically address 10 CFR 40, the California State Department of Public Health is amending regulations to ensure they are compatible with NRC's requirements. The date by which the comments are needed is September 15, 2010.

The proposed regulations are identified by line-in/line-out text and correspond with the following equivalent amendments to NRC's regulations pertaining to 10 CFR 31, 40, and 150:

Rats ID	Title	State Section
1997-2	Recognition of Agreement State Licenses in Areas Under Exclusive Federal Jurisdiction Within an Agreement State 10 CFR 150	30225, 30226
2001-1	Requirements for Certain Generally Licensed Industrial Devices Containing Byproduct Material 10 CFR 30, 31, 32	30108.1, 30115, 30145, 30190, 30191, 30192, 30192.1,
2007-2	Exemptions From Licensing, General Licenses, and Distribution of Byproduct Material: Licensing and Reporting Requirements 10 CFR Parts 30, 31, 32, and 150	30192.2, 30192.3, 30192.4, 30192.5, 30225, 30226, 30257

Differences between the proposed regulation and the NRC equivalent regulation are addressed in the document titled Initial Statement of Reasons. Existing regulations referenced in the proposal are attached.

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We believe that adoption of these revisions satisfies the compatibility and health and safety categories established in the FSME Procedure SA-200. Differences between the proposed regulation and the NRC equivalent regulation are addressed in the document titled Initial Statement of Reasons.

If you have any questions, please feel free to contact me at (916) 440-7942 or Phillip Scott of my staff at (916) 440-7978 or phillip.scott@cdph.ca.gov.

Sincerely,



Gary W. Butner, Chief
Radiologic Health Branch

Enclosure

cc: Kathleen Schneider
Monica Orendi

**SIGN
HERE**

