

D H E C



Catherine B. Templeton, Director

Promoting and protecting the health of the public and the environment

November 20, 2014

Pamela Henderson, Deputy Director
Division Materials Safety and State Agreements
Office of Federal and State Materials and
Environmental Management Programs
U.S. Nuclear Regulatory Commission (NRC)
T8-E24
Washington, D.C. 20555-0001

Dear Ms. Henderson:

Enclosed is a copy of the final revisions to South Carolina Department of Health and Environmental Control (SCDHEC), Radioactive Materials Regulation 61-63, Title A. The revisions were printed in the South Carolina State Register as final on October 24, 2014. The final regulations are identified by linein/lineout text and the final text corresponding to the following equivalent amendments to NRC's regulations.

RATS-ID	Title	State Section
2011-1	Decommissioning Planning	61-63, Title A, Parts 1,2, & 3
2011-2	Licenses, Certifications, and Approvals for Material Licensees	61-63, Title A, Parts 8 & 11
2012-3	Technical Corrections	61-63, Title A, Parts 2 & 5
2012-4	Requirements for Distribution of Byproduct Material	61-63, Title A, Parts 2
2013-1	Physical Protection of Byproduct Material	61-63, Title A, Part 12
2013-2	Distribution of Source Material to Exempt Persons and to General Licensees and Revision to General License and Exemptions	61-63, Title A, Part 1 & 2

Additional considerations made by SCDHEC during this revision to Radioactive Material, Regulation 61-63, Title A are listed below.

1. Compatibility comments provided to South Carolina in NRC letter of July 29, 2014 from Susan Abraham were adopted and printed in the South Carolina State Register as final on October 24, 2014.
2. For RATS-ID 2012-1, the compatibility category for certain named regulations changed from a "B" to "C". These named regulations were adopted and printed in the South Carolina State Register as final on December 27, 2002 with no comments from the NRC.

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3. For RATS-ID 2012-2, South Carolina adopts 10 CFR Part 71 by reference at RHA 2.22, Transportation of Radioactive Material, as indicated below. Previous revisions regarding 10 CFR Part 71 were adopted and printed in the South Carolina State Register as final on October 27, 2006 with no comments from the NRC.

RHA 2.22 TRANSPORTATION OF RADIOACTIVE MATERIAL

2.22.1 The transportation of radioactive material shall be in accordance with the requirements in 10 CFR Part 71 as revised January 1, 2006, which is incorporated by reference, with the exception of the following sections: 71.2, 71.6, 71.14(b), 71.19, 71.24, 71.31, 71.33, 71.35, 71.37, 71.38, 71.39, 71.41, 71.43, 71.45, 71.51, 71.52, 71.53, 71.55, 71.59, 71.61, 71.63, 71.64, 71.65, 71.71, 71.73, 71.74, 71.75, 71.77, 71.99 and 71.100. The provisions of this section apply to the transportation of radioactive material, or delivery of radioactive material to a carrier for transportation, regardless of whether or not the carrier is also subject to the rules and regulations of the Nuclear Regulatory Commission contained in Title 10 CFR Part 71 and other agencies of the United States having jurisdiction.

4. Compatibility comments provided to South Carolina in NRC letters of March 8, 2010 and October 20, 2010 signed by Terrence Reis were adopted and printed in the South Carolina State Register as final on October 24, 2014.

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

If you have any questions, please feel free to contact Susan Jenkins of my staff at 803-898-0377 or jenkinse@dhec.sc.gov.

Sincerely,



David Scaturo, PE, PG, Director
Division of Waste Management
Bureau of Land & Waste Management

cc:Mr. Aaron Gantt, Chief
Bureau of Radiological Health

Enclosures: as stated