

January 29, 2015

Pamela J. 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)  
Washington, D.C. 20555-0001

Dear Ms. Henderson:

Enclosed is a copy of the final rules revisions to the Oklahoma Department of Environmental Quality, Title 252, Oklahoma Administrative Code, Chapter 410, Radiation Management. The final Oklahoma regulations are promulgated by incorporation of federal regulations by reference, and are compatible with NRC rules. This rulemaking will amend OAC 252:410-1-7(a) to the January 1, 2014 publication of 10 CFR, effective March 18, 2016. Also, in this package is a correction from last year's rulemaking in OAC 252:410-10-1(b) to exclude the definitions of "Construction" and "Commencement of Construction" which are reserved to the NRC. This revision will address the eight comments that you identified in a letter to Mike Broderick dated August 13, 2014. This rulemaking will have an anticipated approval date of September 2015.

<u>Rats ID</u>	<u>Title</u>	<u>NRC</u>	<u>State Section</u>
• 2013-1	Physical Protection of Byproduct Material, Parts 30, 37, and 71	30 37 71	OAC 252:410-10-30 OAC 252:410-10-37 OAC 252:410-10-71
• 2013-2	Distribution of Source Material to Exempt Persons and to General Licensees and Revision of General License and Exemptions Part 40	40	OAC 252:410-10-40

The following is in response to the eight comments in your August 13, 2014, letter to Mike Broderick:

• 2011-2	Licenses, Certifications, and Approvals for Materials Licensees	30, 36, 40, 70	OAC 252:410-10-1(b)
----------	---	-------------------	---------------------

Pamela J. Henderson  
January 29, 2015  
Page 2

We believe the 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 contact me at [john.flynn@deq.ok.gov](mailto:john.flynn@deq.ok.gov) or (405) 702-5171.

Sincerely,

A handwritten signature in black ink, appearing to read "John Flynn", with a long horizontal flourish extending to the right.

John Flynn, PE  
Environmental Engineer  
Radiation Management Section  
Land Protection Division

Enclosures: . As stated