



September 25, 2015

Michelle R. Beardsley, Health Physicist  
State Regulation Review Coordinator  
U.S. Nuclear Regulatory Commission  
ASPB/MSTR/NMSS  
Washington, DC 20555-001

Dear Ms. Beardsley:

Attached is a copy of the proposed revision to the North Dakota Radiological Health Rules as identified below. Because North Dakota adopts the NRC rules by reference, the attachments reflect the changes being made to those sections of the rules that have been previously adopted. The changes as tracked in the attachments correspond to the following NRC regulations.

<u>RATS ID</u>		<u>Title</u>	<u>State Section</u>
2015-4	§ 37.23(b)(2)	Access authorization program requirements	33-10-22
	§ 40.61(a)(2)	Records	33-10-16

We believe adoption of these sections will satisfy the compatibility and health and safety categories established in the office of Nuclear Material Safety and Safeguards (NMSS) Procedure SA-200.

If you have any questions, please feel free to contact me at (701)328-5188 or Dale Patrick of my staff at (701)328-5199 or [dpatrick@nd.gov](mailto:dpatrick@nd.gov).

Sincerely,

Terry L. O'Clair, P.E.  
Director  
Division of Air Quality

TLO/DP:csc