



STATE OF ALABAMA DEPARTMENT OF  
**PUBLIC HEALTH**

Donald E. Williamson, MD

State Health Officer

October 27, 2015

Pamela J. Henderson, Deputy Director  
Division of Materials Safety and State Agreements  
Office of Federal and State Materials and  
Environmental Management Programs  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Re: Alabama Rule for Physical Protection of Category 1 and Category 2 Quantities of  
Radioactive Material

Dear Ms. Henderson:

The Agency has finalized Rule 420-3-26-.15, "Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material." There were no public comments received for this rule. In their meeting on October 21, 2015, the State Committee on Public Health approved the final version of these rules. They are to be published with an effective date of December 5, 2015. Copies of this rule are being sent to you electronically.

The Agency has reviewed the comments in your letter dated October 15, 2015, which was received October 19, 2015. We were able to change the URL from the one currently in 10 CFR Part 37 to the corrected one you gave us prior to the final rule being approved by the State Committee on Public Health. Regarding your comment on Rule 420-3-26-.02(22), we were not able to change this rule during this rule making. Section 420-3-26-.02 was not included in the proposed rule, and therefore will require us to start a new rule making process to effect the change. As a result, we will make the changes to Rule 420-3-26-.02(22) during our next proposed rule making for Section 420-3-26-.02.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in blue ink that reads "David Walter".

David Walter, Director  
Office of Radiation Control

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