

From: Michael.Snee@odh.ohio.gov
To: [Beardsley, Michelle](mailto:Beardsley,Michelle)
Cc: [AgreementStateRegs Resource](#); [Collins, Daniel](#); [Henderson, Pamela](#); [Michalak, Paul](#); [Lynch, James](#); Stephen.James@odh.ohio.gov; Rebecca.Fugitt@odh.ohio.gov; Gene.Phillips@odh.ohio.gov
Subject: [External_Sender] RE: Regulation Review Letter to M. Snee, ML15357A099
Date: Thursday, January 14, 2016 1:46:06 PM
Attachments: [Letter to M. Snee ML15357A099.pdf](#)

Ms. Beardsley,

I have received that January 13, 2016 letter concerning the NRC review of final Ohio regulations in OAC Chapter 3701:1-44. The letter contained one comment on Ohio rule 3701:1-44-12(B)(4) which is equivalent to NRC rule 10 CFR 40.22(b)(5). The comment stated, "Ohio should delete the text ", January 1, 2014" from 3701:1-44-12(B)(4) so that the Ohio regulation always references the most current version of 10 CFR 110."

It is a requirement in Ohio that all references to federal regulations must include a date for the reference. There are numerous examples of this throughout the Ohio rules. We cannot delete this date but will revise our rule if the federal rule is changed.

Please rescind the comment since the Ohio rule does meet the compatibility requirement.

Sincerely,

Michael Snee
Radiation Protection
Ohio Department of Health
614-644-2732

From: Beardsley, Michelle [mailto:Michelle.Beardsley@nrc.gov]
Sent: Wednesday, January 13, 2016 12:47 PM
To: Snee, Michael
Cc: AgreementStateRegs Resource; Collins, Daniel; Henderson, Pamela; Michalak, Paul; Lynch, James
Subject: Regulation Review Letter to M. Snee, ML15357A099

Please see the attached letter – The original will be mailed.

Thank you for your attention to this matter.

-Michelle

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