



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 E. LAMAR BLVD
ARLINGTON TX 76011-4511

June 7, 2016

Dr. Stephen R. Peters, M.D., Radiation Safety Officer
Avera St. Luke's
dba Avera St. Luke's Hospital
305 South State Street
Aberdeen, SD 57401

SUBJECT: LICENSE AMENDMENT

Dear Dr. Peters:

Please find enclosed Amendment No. 36 to NRC License No. 40-18000-01 removing sources from your license, as requested. Additionally, note that items 6.A through 9.E and License Condition 12.B. of your license have been updated. An environmental assessment for this licensing action is not required since this action is categorically excluded under 10 Code of Federal Regulations (CFR) 51.22(c)(10)(v) and (14)(iv). You should review this license carefully and be sure that you understand all conditions. You can contact me at (817) 200-1286 if you have any questions about this license.

Note the following updates to your license:

- 1) Deletion of 10 CFR 31.11 authorization from your license, as requested in your renewal application dated May 8, 2015, and
- 2) Deletion of the previous License Condition 16, Amendment 35, for sealed sources not associated with 10 CFR Part 35 use because all the sealed sources authorized on your license are for medical use in accordance with 10 CFR Part 35.

Please notify this office immediately if our understanding is not correct.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's expectations for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

NRC's Regulatory Issue Summary (RIS) 2005-31 provides criteria to identify security-related sensitive information and guidance for handling and marking of such documents. This ensures that potentially sensitive information is not made publicly available through the NRC's Agencywide Documents Access and Management System (ADAMS). The RIS may be located on the NRC Web site at: <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2005/>. Pursuant to NRC's RIS 2005-31, the enclosed materials license will not be made publicly available.

In addition, please note that NRC Form 313 requires the applicant, by signature, to verify that the applicant understands that all statements contained in the application are true and correct to the best of the applicant's knowledge. The signatory for the application should be the licensee or certifying official rather than a consultant. Since the NRC also accepts a letter requesting amendment of an NRC license, the signatory for such a request should also be the licensee or certifying official rather than a consultant.

NRC will periodically inspect your radiation safety program. Failure to conduct your program according to NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC may result in enforcement action against you. This could include issuance of a notice of violation; imposition of a civil penalty; or an order suspending, modifying, or revoking your license as specified in the NRC Enforcement Policy. The NRC Enforcement Policy is available on the following internet address: <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>.

An electronic version of the NRC's regulations is available on the NRC Web site at www.nrc.gov. Additional information regarding medical uses of radioactive materials may be obtained on the NRC Web site at: <http://www.nrc.gov/materials/miau/med-use-toolkit.html>. This site also provides the updated Training and Experience NRC Form 313A series of forms and guidance, as well as information on the revised regulations for naturally-occurring and accelerator-produced radioactive materials (NARM).

The NRC medical list server has been set up. The list server will send automatic e-mail notifications of medical-related generic communications, Federal Register Notices, and NMSS/FSME newsletters as they are published. Anyone may subscribe/unsubscribe to the new medical list server by sending an e-mail to medical-gc@nrc.gov with "Subscribe" or "Unsubscribe" in the subject line.

S. Peters

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In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Thank you for your cooperation.

Sincerely,

/RA/

Latischa M. Hanson, Health Physicist
Nuclear Materials Safety Branch B

Docket: 030-13778
License: 40-18000-01
Control: 590407

Enclosure: As stated