

From: [Anthony Hogan](#)
To: [Modes, Kathy](#)
Cc: [Janda, Donna](#); [Debra Shults](#); [Billy Freeman](#)
Subject: [External_Sender] RE: X-ray registration for Federal facilities
Date: Wednesday, August 10, 2016 3:28:07 PM
Attachments: [image001.png](#)

Kathy,

Back in 1999 we had a TDEC department legal opinion to discontinue the registration and inspection of x-ray equipment at federal facilities and did so at that time. DRH has continued to not register or inspect federal facilities based on that decision. The information that it is based on is the sovereign immunity of the Federal Government and the State of Tennessee Radiological Health would not require federal facilities to register x-ray equipment based on that opinion. Thank you.



Anthony W. Hogan | Deputy Director

Division of Radiological Health

312 Rosa Parks Ave.

WRS TN Tower, 15th Floor

Nashville TN 37243

Office: (615) 253-2891

Email: Anthony.Hogan@tn.gov

<http://www.tn.gov/environment/section/rh-radiological-health>

Tell us how we are doing. Complete the customer service survey at:

www.tn.gov/environment/customerservice

From: Modes, Kathy [<mailto:Kathy.Modes@nrc.gov>]

Sent: Tuesday, August 09, 2016 9:55 AM

To: Anthony Hogan

Cc: Janda, Donna

Subject: RE: X-ray registration for Federal facilities

***** This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. *****

Good morning Anthony!

Just checking in with you on the search. I've been away on another IMPEP and am getting back digging through my emails.

Have you had success on finding something I can run with on this matter?

Thanks,

Kathy Dolce Modes

Health Physicist

Agreement States Program Branch

Division of Material Safety, State, Tribal, & Rulemaking Programs

Office of Nuclear Materials Safety and Safeguards

215-872-5804

Kathy.modes@nrc.gov

From: Anthony Hogan [<mailto:Anthony.Hogan@tn.gov>]

Sent: Friday, July 15, 2016 5:15 PM

To: Modes, Kathy <Kathy.Modes@nrc.gov>

Cc: Debra Shults <Debra.Shults@tn.gov>

Subject: [External_Sender] X-ray registration for Federal facilities

Kathy,

Back in 1999 we had a TDEC department legal opinion to discontinue the registration and inspection of x-ray equipment at federal facilities and did so at that time. DRH has continued to not register or inspect federal facilities based on that decision. In regards to your request, our legal staff is currently looking through the archives and have found most of the information and they want to be thorough with all of the information that formed the basis of the opinion. It may be a few more days before being final. We will give you a complete answer as soon as possible. Have a nice weekend.



Anthony W. Hogan | Deputy Director

Division of Radiological Health

312 Rosa Parks Ave.

WRS TN Tower, 15th Floor

Nashville TN 37243

Office: (615) 253-2891

Email: Anthony.Hogan@tn.gov

<http://www.tn.gov/environment/section/rh-radiological-health>

Tell us how we are doing. Complete the customer service survey at:

www.tn.gov/environment/customerservice