



COMMONWEALTH of VIRGINIA

Department of Health

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May 17, 2017

Daniel Collins, Director
Division of Material Safety and State Agreements
Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
T8-E18
Washington, D.C. 20555-0001

Dear Mr. Collins:

Attached is a copy of proposed revisions to the Virginia Radioactive Materials Program (VRMP) regulations, 12VAC5-481. The proposed revisions can be exempt from Virginia's Administrative Process Act and hence public comment since they do not differ materially from those required by federal law or regulation. Accordingly, once the NRC's review is complete, the proposed revisions will be reviewed by Virginia's Office of the Attorney General and issues or comments, if any, will be addressed at that time. We request the NRC's comments by July 17, 2017. The proposed regulations are provided in the attached "12VAC5-481 Proposed Changes - Project 5063 Text" document using line-in/line-out text. Further, the proposed regulations correspond to the equivalent amendments to NRC's regulations in RATS 2013-2 and 2015-1 through 2015-5 as shown on the attached "Comparison Sheet RATS 2013-2 and RATS 2015-1 through 5 with VRMP Regs." The changes, detailed in the aforementioned attachment, are summarized below:

<u>Rats ID</u>	<u>Title</u>	<u>State Section</u>
• 2013-2	Distribution of Source Material to Exempt Persons and to General Licensees and Revision of General License and Exemptions	12VAC5-481-421
• 2015-1	Domestic Licensing of Special Nuclear Material – Written Reports and Clarifying Amendments	12VAC5-481-1110
• 2015-2	Safeguards Information - Modified Handling Categorization, Change for Materials Facilities	12VAC5-481-451
• 2015-3	Revisions to Transportation Safety Requirements and Harmonization with International Atomic Energy Agency Transportation Requirements	12VAC5-481-10, -2970, -3000, -3030, -3070, -3100, -3130, -3770

<u>Rats ID</u>	<u>Title</u>	<u>State Section</u>
• 2015-4	Miscellaneous Corrections, 10 CFR Parts 37 and 40	12VAC5-481-100, -451
• 2015-5	Miscellaneous Corrections, 10 CFR Parts 19, 20, 30, 32, 37, 40, 61, 70, 71, and 150	12VAC5-481-10, -150, -151, -1110, -2320, -3120

We believe that adoption of these revisions satisfies 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 by telephone at (804) 864-8151 or email at steve.harrison@vdh.virginia.gov.

Sincerely,



Steven A. Harrison, Director
Office of Radiological Health

Enclosures:
As stated.