



COMMONWEALTH of VIRGINIA

Department of Health

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Kevin Williams, Deputy Director
Division of Material Safety, State, Tribal and Rulemaking Programs
Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
T8-E18
Washington, D.C. 20555-0001

Dear Mr. Williams:

This correspondence submits final revisions to Virginia Radioactive Materials Program (VRMP) regulations, 12VAC5-481. These final revisions are 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. The revisions incorporate changes that the NRC brought to our attention by letter dated June 27, 2017 (ML17159A622). Additionally, the revisions have been reviewed and approved by Virginia's Office of the Attorney General. The final regulations are provided in the attached document titled "Virginia Register with 12VAC5-481 Revision 18Sept17" on pages 237 – 320, and the changes are annotated using line-in/line-out text. The final regulations correspond to equivalent amendments to NRC's regulations in RATS 2013-2 and 2015-1 through 2015-5 as shown on the attached "Final Comparison Sheet RATS 2013-2 and RATS 2015-1 through 5 with VRMP Regs and NRC Comments." These changes 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	12VAC5-481-451
• 2015-5	Miscellaneous Corrections, 10 CFR Parts 19, 20, 30, 32, 37, 40, 61, 70, 71, and 150	12VAC5-481-10, -1110

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.