

COMMENT LETTER APRIL 4, 2019

COMPATIBILITY COMMENTS ON GEORGIA REVISED FINAL REGULATIONS

STATE SECTION		NRC SECTION	RATS ID	CATEGORY	SUBJECT and COMMENTS
1	391-3-17-.02 (5)(f)	40.22(d)	2013-2	B	<p>Small quantities of source material</p> <p>GA needs to insert their equivalent regulations to NRC regulations where it states “parts 19, 20 and 21”, and “§§ 20.1402 and 20.2001”.</p> <p>GA needs to make the changes indicated above to meet the Compatibility Category B designation assigned to 10 CFR 40.22(d).</p> <p>COMMENT STANDS FROM NRC LETTER DATED JULY 13, 2017/ ML17184A187.</p>
2	391-3-17-.02(5)(g)	40.22(e)	2013-2	B	<p>Small quantities of source material</p> <p>GA needs to revise 391-3-17-.02(5)(g) to read as follows:</p> <p>“No person may initially transfer or distribute source material to persons generally licensed under subparagraph (b) of this section, or equivalent regulations of an Agreement State or NRC, unless authorized by a specific license issued in accordance with 391-3-17-.02(5)(h), 10 CFR 40.54, or equivalent provisions of an Agreement State.”</p> <p>GA needs to make the changes indicated above to meet the Compatibility Category B designation assigned to 10 CFR 40.22(e).</p> <p>COMMENT STANDS FROM NRC LETTER DATED JULY 13, 2017/ML17184A187.</p>

3	391-3-17-.02(5)(m) added	40.55(c)	2013-2	B	Conditions of licenses to initially transfer source material for use under the 'small quantities of source material' general license: Quality control, labeling, safety instructions, and records and reports
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					<p>GA does not have an equivalent regulation to 10 CFR 40.55(c).</p> <p>GA needs to add equivalent rule language to 10 CFR 40.55(c) to 391-3-17-.02 in order to meet the Compatibility Category B designation assigned to 10 CFR 40.55(c).</p> <p>COMMENT STANDS FROM NRC LETTER DATED JULY 13, 2017/ML17184A187.</p>

4	391-3-17-.02 (5)(k)	40.55(d)	2013-2	B	<p>Conditions of licenses to initially transfer source material for use under the ‘small quantities of source material’ general license: Quality control, labeling, safety instructions, and records and reports</p> <p>GA needs to make the following revisions to 391-3-17-.02(5)(k):</p> <ol style="list-style-type: none"> 1) In subparagraph k.1(ii), GA needs to add “10 CFR 40.22 and equivalent Agreement State regulations”, in addition to their regulations; 2) In subparagraphs k.2, k.2(iii), and k.3, GA needs to add “or NRC” after “Agreement State”. 3) In the last sentence of k.3., GA needs to add “or NRC” after “Agreement State”; and the last words of this sentence should be “upon request by the agency or NRC” and not “the Department”. <p>GA needs to make the changes indicated above to meet the Compatibility Category B designation assigned to 10 CFR 40.55(d).</p> <p>COMMENTS STAND FROM NRC LETTER DATED JULY 13, 2017/ ML17184A187.</p>
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5	391-3-17-.02 (5)(l)	40.55(e)	2013-2	B	<p>Conditions of licenses to initially transfer source material for use under the ‘small quantities of source material’ general license: Quality control, labeling, safety instructions, and records and reports</p> <p>GA needs to revise 391-3-17-.02 (5)(l) to add, “Commission or to an Agreement State agency.”, after “the Department”.</p> <p>GA needs to make the change indicated above to meet the Compatibility Category B designation assigned to 10 CFR 40.55(e).</p> <p>COMMENT STANDS FROM NRC LETTER DATED JULY 13, 2017/ML17184A187</p>