NRC PUBLIC DOCUMENT ROOM

TEMPLE UNIVERSITY
PHILADELPHIA, PENNSYLVANIA 19140

RADIATION SAFETY OFFICE

DOCKETED
USNRC
APR 27 1979
Office of the Secretary
Docketing & Service
Section

DOCKET NUMBER
PROPOSED RULE PR-19,20 (44FR 10388) (57)

April 23, 1979

Secretary of the Commission
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Attn: Docketing and Service Branch

Re: Fed. Reg. 44: 10388 (2/20/79).

Gentlemen:

I am writing to comment on the proposed revisions of 10 CFR 19 and 20 relating to radiation protection standards applicable to doses. I am specifically pointing out a difficulty with the proposed 10 CFR 20.102, "Determination of Prior Dose."

If a person does not request his or her radiation exposure history for the current year when leaving employment, the new employer may be subjected to undue delays in placing the person to work at the position involving radiation exposure (potentially exceeding 250 mrem per calandar quarter) for which the person was hired, since the former employer has, from 10 CFR 19.13, 30 or more days to respond to requests from former employees for exposure history. These delays would result in financial burden to either the new employer or to the employee (if the employer refuses to provide compensation since the employer is prohibited from using the new employee's services without the requisite information) and could perhaps be viewed as restraint of trade or infringement on right to work.

There are various measures that could be proposed to circumvent this problem, but each has its own inherent difficulties. I suggest that further thought be given to this aspect of the proposed revised regulations.

Very truly yours,

Ronald E. Zelac

Ronald E. Zelac, Ph.D., C.H.P.
Director, Radiological Health
and Biohazards Control

REZ:rm

Acknowledged [illegible]

2357 088

cc: Dr. P.D. Forbes
Dr. N.D. Charkes
Dr. S. Herman

7906130186