

PDR
AE80-1

SUBJECT: RESPONSE TO ALL AGREEMENT STATES LETTER
(SP-93-094) dated July 29, 1993

FAST TRACK RULEMAKING FOR 10 CFR 19 AND 20

FROM: Diane E. Tefft, Administrator
NH Bureau of Radiological Health

DATE: August 10, 1993

TO: Carlton Kammerer, Director
Office of State Programs

Please find as follows, some brief comments regarding proposed changes to the revised Part 20 and to Part 19.

Comments on Fast Track Rulemaking
for 10 CFR 19 and 20 (SP-93-094)

We believe that the Background discussion under the SUPPLEMENTARY INFORMATION section of the draft Federal Registry Notice should better reflect the significant role that Agreement State personnel made in recommending these proposed changes; thus, we suggest that the third sentence read: "Extensive discussion has ensued both within the NRC and Agreement State staffs and with licensees and other interested parties."

[Handwritten signature]

Regarding the proposed changes to § 20.1003, we agree with the deletion of the definition for "controlled area" and the deletion of other references to "controlled area".

A note regarding the proposed modified definition of "Occupational dose": states will need to refer to the dose received by an individual in the course of employment while engaged in activities licensed by or registered with the Agency.....".

In the proposed § 20.1003 definition of "Public dose", there appears to be a need for a comma after the phrase "....from exposure to radiation,....".

In the proposed § 19.12 change relative to Instructions to Workers, we note the addition of the phrase the licensee's facility. We suggest that an additional phrase be added "and in, or at other areas where licensed materials are used" to account for possession, use and storage by certain licensees at temporary job locations. Also, we question whether it was the intent to limit instructions to only those individuals who are engaged in licensed activities, and exclude any ancillary personnel who, while not actively engaged in licensed activities, may have to enter restricted areas as part of their routine duties.

We appreciate your efforts in making this draft notice available to us for early input.

cc. Craig Gordon, NRC Region 1
Wayne Kerr, OAS