



Protecting, Maintaining and Improving the Health of All Minnesotans

May 17, 2021

Theresa V. Clark, Deputy Director
Division of Materials Safety, Security, State, and Tribal Programs
Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
T8-E18
Washington, D.C. 20555-0001

Dear Theresa V. Clark:

Enclosed is a copy of proposed revisions to the Minnesota Radioactive Materials Rules, Minnesota Rules Chapter 4731. The proposed revisions will be made available for public comment on May 17, 2021 with a request for comments period of a minimum of 60 days. We request NRC's comments by July 16, 2021. The proposed regulations are identified by line in/line out text and correspond to the following equivalent amendments to NRC's regulations.

Rats ID	Title
2018-1	Medical Use of Byproduct Material - Medical Event Definitions, Training and Experience, and Clarifying Amendments, 10 CFR Parts 30, 32 and 35
2018-2	Miscellaneous Corrections - Organizational Changes, 10 CFR Parts 37, 40, 70, and 71
2018-3	Miscellaneous Corrections to 10 CFR Parts 1, 2, 34, 37, 50, 71, 73, and 140
2019-1	Miscellaneous Corrections to 10 CFR PARTS 2, 21, 37, 50, 52, 73, and 110
2019-2	Organizational Changes and Conforming Amendments to 10 CFR Parts 1, 2, 37, 40, 50, 51, 52, 55, 71, 72, 73, 74, 100, 140, and 150
2020-1	Individual Monitoring Devices, 10 CFR Parts 34, 36, and 39
2020-2	Social Security Number Fraud Prevention, 10 CFR Parts 9 and 35
2020-3	Miscellaneous Corrections, 10 CFR Parts 1, 2, 19, 20, 21, 30, 34, 35, 40, 50, 51, 52, 60, 61, 62, 63, 70, 71, 72, 73, 74, 75, 76, 110, and 140

In addition, we are proposing some minor changes not associated with the RATS listed above. The changes are:

Rule Part	Change
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4731.2750 The changes will fix a typo for the listing in the table for Barium-133m where the "m" is missing from the listing.

4731.3330 The changes will correct an incorrect rule reference.

4731.4403 The changes will remove the requirement to submit a copy of a renewal or amendment application for a medical use license.

The changes will require a notification within 30 days if the licensee allows someone to work as an authorized user, authorized medical physicist, ophthalmic physicist, or authorized nuclear pharmacist without being listed on the license who meet certain qualification requirements.

For use of brachytherapy sources from a different manufacturer or model number than is listed on the license, instead of a notification within 30 days, the changes will require an amendment to add the new sources to the license be submitted within 30 days.

We believe that adoption of these revisions will satisfy 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 at 651-201-4522 or Brandon Juran of my staff at 651-201-4526 or brandon.juran@state.mn.us.

Sincerely,



Sherrie Flaherty, MHP, DC, Supervisor
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Enclosures: Correlation of MDH Rules to NRC Regulations and Compatibility Classification
Proposed Rule Changes