

ATTACHMENT B
RATS ID 2015-3
THE STATE BOARD OF HEALTH
LCB File No. R021-18

Effective June 2, 2019

EXPLANATION – Matter in *italics* is new; matter in brackets [omitted material] is material to be omitted.

Sec. 24. NAC 459.1997 is hereby amended to read as follows:

459.1997 1. The provisions of 10 C.F.R. §§ 71.0(c), 71.1(a), 71.3, 71.4, *71.14(a)*, 71.15, 71.17, 71.21, 71.22, 71.23, 71.47, 71.83 to 71.89, inclusive, *71.91(c), 71.91(d)*, 71.97, 71.101(a), 71.101(b), 71.101(c), 71.101(g), *71.103(a), 71.103(b)*, 71.105, *71.106*, 71.127 to 71.137, inclusive, and Appendix A to Part 71 are hereby adopted by reference, subject to the following:

(a) The exclusion of the following definitions from 10 C.F.R. § 71.4:

- (1) “Close reflection by water”;
- (2) “Licensed material”;
- (3) “Optimum interspersed hydrogenous moderation”;
- (4) “Spent nuclear fuel or spent fuel”; and
- (5) “State.”

(b) The substitution of the following rule references:

- (1) “NAC 459.737” for “§ 34.31(b) of this chapter” as found in 10 C.F.R. § 71.101(g); (2) “Subsection 1 of NAC 459.339” for “10 C.F.R § 20.1502”;
- (3) “NAC 459.3062” for “10 C.F.R. Part 35”;
- (4) “Subsection 6 of NAC 459.3585” for “10 C.F.R. § 20.1906(e)”;
- (5) “NAC 459.181” for “10 C.F.R. § 71.5”;

(6) “10 C.F.R. §§ 71.101(a), 71.101(b), 71.101(c)(1), 71.101(g), 71.105 and 71.127 to 71.137, inclusive,” for “subpart H of this part” or “subpart H,” except in 10 C.F.R. §§ 71.17(b), 71.21(b), 71.22(b) and 71.23(b);

(7) “10 C.F.R. §§ 71.0(c), 71.1(a), 71.3, 71.4, 71.17(c)(2), 71.21(d)(2), 71.83 to 71.89, inclusive, 71.97, 71.101(a), 71.101(b), 71.101(c)(1), 71.101(g), 71.105 and 71.127 to 71.137, inclusive,” for “subparts A, G and H of this part”;

(8) “10 C.F.R. § 71.47” for “subparts E and F of this part”; and

(9) “10 C.F.R. §§ 71.101(a), 71.101(b), 71.101(c)(1), 71.101(g), 71.105 and 71.127 to 71.137, inclusive,” for “§§ 71.101 through 71.137.”

(c) The substitution of the following terms:

(1) “Division” for:

(I) “Commission” in 10 C.F.R. §§ 71.0(c), 71.17(a), 71.21(a), 71.22(a), 71.23(a) and 71.101(c)(1);

(II) “Director, Division of ~~Nuclear~~ Security ~~and~~ **Policy**, Office of Nuclear Security and Incident Response” in 10 C.F.R. §§ 71.97(c)(1) and 71.97(f)(1);

(III) “Director, Division of ~~Intergovernmental Liaison and Rulemaking,~~ **Materials Safety, Security, State, and Tribal Programs**, Office of ~~Federal and State Materials and Environmental Management Programs,~~ **Nuclear Material Safety and Safeguards**, U.S. Nuclear

Regulatory Commission, Washington, D.C. 20555-0001” in 10 C.F.R. § 71.97(c)(3)(iii); and

(IV) “NRC” in 10 C.F.R. § 71.101(f);

(2) “The Nuclear Regulatory Commission or an agreement state” for “Commission” in 10 C.F.R. § 71.

- (3) “The Governor of Nevada” for:
- (I) “The governor of a State” in 10 C.F.R. § 71.97(a);
 - (II) “Each appropriate governor” in 10 C.F.R. § 71.97(c)(1);
 - (III) “The governor” in 10 C.F.R. § 71.97(c)(3);
 - (IV) “The governor of the State” in 10 C.F.R. § 71.97(e);
 - (V) “The governor of each State” in 10 C.F.R. § 71.97(f)(1); and
 - (VI) “A governor” in 10 C.F.R. § 71.97(e);
- (4) “State of Nevada” for “State” in 10 C.F.R. §§ 71.97(a), 71.97(b)(2) and 71.97(d)(4);
- (5) “The Governor of Nevada’s” for:
- (I) “The governor’s” in 10 C.F.R. §§ 71.97(a), 71.97(c)(3), 71.97(e) and 71.97(f)(1);
 - (II) “Governor’s” in 10 C.F.R. §§ 71.97(c)(1) and 71.97(e); and
 - (III) “Governors” in 10 C.F.R. § 71.97(c)(3)(iii);
- (6) “Specific or general” for “NRC” in 10 C.F.R. § 71.0(c);
- (7) “The Division” for “ATTN: Document Control Desk, Director, Division of Spent Fuel ~~Storage and Transportation,~~ **Management**, Office of Nuclear Material Safety and Safeguards” in 10 C.F.R. § 71.101(c)(1);
- (8) “Each” for “Using an appropriate method listed in § 71.1(a), each” in 10 C.F.R. § 71.101(c)(1);
- (9) “The material must be contained in a Type A package meeting the requirements of 49 C.F.R. § 173.417(a)” for “The fissile material need not be contained in a package which meets the standards of subparts E and F of this part; however, the material must be contained in a Type

A package. The Type A package must also meet the DOT requirements of 49 C.F.R. 173.417(a)” as found in 10 C.F.R. §§ 71.22(a) and 71.23(a);

(10) “Licensee” for “licensee, certificate holder, and applicant for a CoC”; and

(11) “Licensee is” for “licensee, certificate holder, and applicant for a CoC are.”

2. A copy of the publication that contains 10 C.F.R. Part 71 may be obtained by mail from the Superintendent of Documents, United States Government ~~Printing~~ **Publishing** Office, P.O.

Box 979050, St. Louis, Missouri 63197-9000, or by toll-free telephone at (866) 512-1800, at the price of \$64, or free of charge at the Internet address

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