



August 26, 2022

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

Dear Deputy Director Clark:

Enclosed is a copy of the revisions to the proposed New Mexico Radiological Health Rules Medical Use of Byproduct Material: July 16, 2018; Miscellaneous Corrections: November 21, 2018; Miscellaneous Corrections: June 28, 2018; Miscellaneous Corrections: November 18, 2019; and Organizational Changes and Conforming Amendments: November 29, 2019, and December 5, 2019. The proposed revisions were made available for public comment on June 10, 2022, with a request for comments by June 21, 2022. No comments were received. We request NRC's comments by October 1, 2022. The proposed regulations are identified by line-in/line-out text (or similar identification) and correspond to the following equivalent amendments to NRC's regulations.

| <u>Rats ID</u> | <u>Title</u> | <u>State Section</u> |
|----------------|--|---|
| • 2018-1 | Medical Use of Byproduct Material | 20.3.3, 20.3.7 NMAC |
| • 2018-2 | Miscellaneous Corrections | 20.3.3 NMAC |
| • 2018-3 | Miscellaneous Corrections | 20.3.3, 20.3.4, 20.3.5, 20.3.7, 20.3.12, 20.3.15 NMAC |
| • 2019-1 | Miscellaneous Corrections | 20.3.3, 20.3.4, 20.3.5, 20.3.7, 20.3.12, 20.3.15 NMAC |
| • 2019-2 | Organizational Changes and Conforming Amendments | 20.3.3 NMAC |

We believe that the adoption of these revisions satisfies 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 505-270-1930 or Thomas Collins of my staff at 505-660-9108 or thomas.collins@state.nm.us.

Sincerely,

Santiago Rodriguez, Bureau Chief,
New Mexico Environment Department,
Environmental Protection Division
Radiation Control Bureau
Enclosures:

cc: Michelle Beardsley, NRC, State Regulation Review Coordinator