

(SP-97-078, November 1997, Program, NRC Amendments)
DATED: NOVEMBER 10, 1997

SIGNED BY: PAUL H. LOHAUS

ALL AGREEMENT STATES
PENNSYLVANIA, OHIO, OKLAHOMA

TRANSMITTAL OF STATE AGREEMENTS PROGRAM INFORMATION (SP-97-078)

Your attention is invited to the correspondence which contains:

- INCIDENT AND EVENT INFORMATION.....
- PROGRAM MANAGEMENT INFORMATION.....XX REVISION OF CHRONOLOGY OF NRC
AMENDMENTS
- TRAINING COURSE INFORMATION.....
- TECHNICAL INFORMATION.....
- OTHER INFORMATION.....

Supplementary information: Enclosed is the latest revision to the Chronology of NRC Amendments (Final Rules Adopted since May 16, 1996) as maintained by the Office of State Programs. The chronology is for your use to plan rulemaking actions that are needed to satisfy the compatibility category designations of the NRC rules. This document will also be used by the Integrated Materials Performance Evaluation Program (IMPEP) teams during upcoming program reviews. Please note that the format of the table has changed since our last one was issued (SP-96-078), July 12, 1996. For each new amendment, we have listed the title, the Federal Register citation, and the effective date. Then we have tabulated the Regulation Section, Section Title, Suggested State Regulations Part, the Compatibility/Health and Safety category pursuant to the Policy Statement on Adequacy and Compatibility approved June 30, 1997, and a "Summary of Change" section that may be helpful in writing compatible regulations. In an effort to have a manageable list, only those final regulations since May 16, 1996 are included in this revision. We are planning to issue revisions semiannually. Comments with regard to format and content are welcome.

If you have any questions regarding this correspondence, please contact me or the individual named below.

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Enclosure:
As stated

CHRONOLOGY OF NRC AMENDMENTS (FINAL RULES ADOPTED SINCE MAY 16, 1996)¹

(Compatibility and Health and Safety category designations pursuant to the Policy Statement on Adequacy and Compatibility approved June 30, 1997)

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
Termination or Transfer of Licensed Activities: Recordkeeping Requirements (61 FR 24669; May 16, 1996) Effective June 17, 1996				
20.2108(b)	Records of Waste Disposal	Part D	D	Amended to state that there are additional requirements for disposition of records in 10 CFR Parts 30, 40 and 70.
30.35(g) 40.36(f) 70.25(g)	Financial assurance and recordkeeping for decommissioning	Part C	H&S H&S D	Specifies records important to decommissioning. Paragraphs 30.35(g) and 40.36(f) revised to require the transfer of records pertaining to decommissioning to the new licensee.
30.36(k)(4) 40.42(k)(4) 70.38(k)(4)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	Part C	D	Added to state that license will not be terminated until the NRC receives the records required by revised Secs. 30.51, 40.61, and 70.51.
30.51(d),(e),(f) 40.61(d),(e),(f) 70.51(b)(6) 70.51(b)(7)	Records Material balance, inventory, and records requirements	Part C	D, H&S, D D, H&S, D D H&S	Added to clarify that records pertaining to decommissioning, offsite releases, and certain records pertaining to waste disposal be forwarded to the new licensee prior to license transfer or re-assignment, or to the NRC prior to license termination.
61.30(a)(3) 61.30(c)(3)	Transfer of license Termination of license	Part C	D H&S	Added to clarify that records required by Secs. 61.80(e) and (f) are to be transferred to the disposal site owner, or to the party responsible for institutional control of the disposal site, respectively.

¹See All Agreement States Letter (SP-96-078), July 12, 1996, for Chronology of NRC Amendments before May 16, 1996.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
Resolution of Dual Regulation of Airborne Effluents of Radioactive Materials; Clean Air Act (61 FR 65119; December 10, 1996) Effective January 9, 1997				
20.1003	Definitions, Constraint	Part D	C	The definition of Constraint is added.
20.1101(d)	Radiation Protection Programs	Part D	C - Paragraph (d)	The language was changed to indicate that Rn 222 and all daughters produced after the release of the radon are categorically excluded from this rule.
20.2203(a)(2)(vi)	Report of exceeding of constraint dose	Part D	C	The Section heading 20.2203 is revised and a new paragraph (a)(2)(vi) is added to indicate that the constraint applies only to release of airborne radioactive effluents to the environment and, thus, dose to the nearest resident, offsite business or school, is to be constrained.
20.2203(b)(1)(iv)	Corrective steps	Part D	C	Revised to include ALARA constraints.
20.2203(b)(2)	Report contents	Part D	C	Revised to require the name, social security number, and date of birth only for occupationally overexposed individuals and not for members of the public who have received doses in excess of the public limits, including the constraint.
Recognition of Agreement State Licenses in Areas Under Exclusive Federal Jurisdiction Within an Agreement State (62 FR 1662; January 13, 1997) Effective February 27, 1997				
150.20(a) & (b)	Reciprocal recognition of AS licenses	Part A	C, D for fee provisions.	A specific reference to areas of exclusive Federal jurisdiction is given. There is clearly indication that licensees operating pursuant to the rule's provisions must comply with all NRC regulations applicable to materials licensees. The relevant fee requirement in 10 CFR Part 170 is added.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
150.20(c)	Filing Form 241	Part A	NRC	The procedures are clarified for filing an NRC Form 241 for reciprocity described in Sec. 150.20(b) including identifying what needs to be submitted, specifying the procedure to use when an emergency filing is necessary, and making revisions to the initial filing. These clarifications do not impose any additional requirements on the Agreement State licensee.
Criteria for the Release of Individuals Administered Radioactive Material (62 FR 4120; January 29, 1997) Effective May 29, 1997				
20.1002 20.1003	Scope Definitions Occupational dose Public dose	Part D	D A A	For the sake of consistency and clarity, the same words are used in Scope, public dose, occupational dose, and 20.1301, below.
20.1301(a)	Dose limits for individual members of the public	Part D	A	<p>Section 20.1301(a)(1) is changed to state specifically that the dose to individual members of the public from a licensed operation does not include doses received by individuals exposed to patients who were released by the licensed operation under the provisions of 10 CFR 35.75, not 10 CFR 20.1301. The exclusion of dose from background radiation and from voluntary participation in medical research programs is added. The footnote which reads, "except as delineated in other parts of 10 CFR Chapter 1," is deleted. With the publication of this rule that footnote is no longer needed.</p> <p>Section 20.1301(a)(2) is changed to state specifically that the limit on dose in unrestricted areas does not include dose contributions from individuals administered radioactive material and released in accordance with 10 CFR 35.75.</p>
20.1903	Exceptions to posting requirements	Part D	D	Section 20.1903(b) is changed to use the term "licensee control" rather than "confinement" because the latter term no longer applies to 10 CFR 35.75.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
35.8	Information collection requirements: OMB approval	Not applicable	D	A revised paragraph (b) is added to include new subparts.
35.75	Release of individuals containing radiopharmaceuticals or permanent implants	Part G	C - Paragraph (a) D - Paragraphs (b), (c) and (d)	A new Section 35.75(a) is added to change the patient release criteria from 30 millicuries of activity in a patient or a dose rate of 5 millirems per hour at 1 meter from a patient to a dose limit of 5 millisieverts (0.5 rem) total effective dose equivalent to an individual from exposure to a released patient. A footnote informs licensees that the NRC has made available guidance on rule implementation. A new Section 35.75(b) is added to require that the licensee provide released patients with instructions, including written instructions, on how to maintain doses to other individuals as low as is reasonable achievable if the total effective dose equivalent to any individual other than the released patient is likely to exceed 1 millisievert (0.1 rem).
35.315	Safety precautions	Not applicable	Not applicable	Section 35.315(a)(6) is deleted because those paragraphs are redundant now that 10 CFR 35.75 has requirements for instructions.
35.415(a)(1)	Safety precautions	Not applicable	Not applicable	Reworded to clarify the original intent of the paragraph which was to limit the dose rate at 2 meter from the patient.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
Fissile Material Shipments and Exemptions (62 FR 5907; February 10, 1997) Effective February 10, 1997				
71.18	GL: Fissile material, limited quantity per package	Part T	D	A new paragraph (d) covers general licenses for packages containing no more than a Type A quantity of radioactive material where fissile material is mixed with substances having an average hydrogen density greater than water (defined in Sec. 71.20). New paragraph (e) restricts the quantity of beryllium, graphite, or hydrogenous material enriched in deuterium in a package to no greater than 0.1% of the fissile material mass. New paragraph (f) is a modification of the old paragraph (d) that includes a simplified formula for calculation of the minimum transport index.
71.22	GL: Fissile material, limited quantity, controlled shipment	Part T	D	Old paragraph (d) is modified with the addition of a new table and accompanying formula which restrict the mass of U-235 and other fissile material in a controlled shipment. The table gives both new limits of 290 g and 180 g for U-235 and other fissile materials, when these materials are mixed with substances having hydrogen density greater than water; the table also gives the old Sec. 71.22 limits for shipments of U-235 and other fissile material when mixed with substances having a hydrogen density less than or equal to water. New paragraph (e) restricts the quantity of beryllium, graphite, or hydrogenous material enriched in deuterium in a package to no greater than 0.1% of the fissile material mass.
71.53	Fissile material exemptions	Part T	NRC	The introductory paragraph restates the old Sec. 71.53 language that packages are exempted from the fissile material standards of Sec. 71.55 and Sec. 71.59; however, the same paragraph restricts these exempted packages to only situations when beryllium, graphite, or deuterium is not present in quantities exceeding 0.1% of the fissile material mass. New paragraph (a) is added which contains a formula and an accompanying table to limit individual consignment, but also includes the requirements in old paragraph (a), (b)(1) and (2), and (d).

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
Licenses for Industrial Radiography and Radiation Safety - Requirements for Industrial Radiography Operations (62 FR 28947; May 28, 1997) Effective June 27, 1997				
30.4	Definitions Radiographer Radiographer's assistant Radiography	Parts C and E	Not applicable	These definitions were removed.
34.1	Purpose and Scope	Parts C and E	D	Minor clarifying changes were made. Other NRC regulations, such as Parts 19, 20, 21, 30, 71, 150, 170 and 171, that apply to radiography licensees are now referenced by number, and "radiography" is changed to "industrial radiography" to distinguish it from medical uses.
34.3	Definitions	Parts C and E	B	Five new definitions were added: Control cable, Control drive mechanism, Lay-barge radiography, Offshore platform radiography, and Underwater radiography. Some of the definitions were changed in response to public comments.
34.5	Interpretations	Parts C and E	D	Added because this is standard regulatory language used to state that only the General Counsel of the NRC has the authority to provide interpretations of the regulations which will be binding on the Commission.
34.8	Information collection requirements: OMB approval	Not applicable	D	Lists the requirements for OMB approval.
Subpart B	Specific Licensing Provisions			
34.11	Application for a specific license	Parts C and E	D	Tells how to file an application for a specific license for use of sealed sources in industrial radiography.
34.13	Specific license for industrial radiography	Parts C and E	C	Provides the basic requirements for submittal of a license application which must be met satisfactorily before NRC will approve the application.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
Subpart C	Equipment			
34.20	Performance requirements of industrial radiography equipment	Parts C and E	B	Specifies requirements for industrial radiographic equipment performance and use.
34.21	Limits on external radiation levels from storage containers and source changers	Parts C and E	B	Specifies the limits on radiation exposure levels for various equipment associated with industrial radiography, such as storage containers and source changers.
34.23	Locking of radiographic exposure devices, storage containers and source changers	Parts C and E	B	Requires locking of radiographic equipment to protect the public from inadvertent exposure to radiation. Locks or out locks are required for exposure devices, sealed source storage containers and source changers.
34.25	Radiation survey instruments	Parts C and E	C	Specifies requirements for radiation survey instruments, such as calibration, frequency, accuracy and record keeping.
34.27	Leak testing and replacement of sealed sources	Parts C and E	C	Stipulates that licensees leak test sealed sources while in use and radiographic exposure devices that employ depleted uranium for shielding.
34.29	Quarterly inventory	Parts C and E	C	Specifies requirements for conducting a quarterly inventory to account for all sealed sources and for devices containing depleted uranium.
34.31	Inspection and maintenance of radiographic exposure devices	Parts C and E	C	Addresses requirements for the various types of inspection and maintenance activities that licensees must perform to ensure that equipment is in good operating condition, sources are properly shielded, required labels are present, and components important to safety are functioning properly.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
34.33	Permanent radiographic installations	Parts C and E	D, H&S	Specifies the safety requirements that must be in place for any permanent radiographic installation that includes entrance control, warning signals, and alarm system.
34.35	Labeling, storage, and transportation	Parts C and E	B	Specifies requirements for labeling, storage, and transportation of radioactive material used in industrial radiography.
Subpart D	Radiation Safety Requirements			
34.41	Conducting industrial radiography operations	Parts C and E	B D - Paragraph (c)	Specifies certain conditions that must be met before performing radiographic operations in order to ensure that adequate safety measures are in place before conducting radiographic operations. These include as two person crew outside of a permanent radiographic installation and approved procedures for lay-barge, underwater, and off-shore platform radiography.
34.42	Radiation safety officer for industrial radiography	Parts C and E	D, H&S for the first sentence only of this section.	Identifies the minimum qualifications, training, experience and specific duties of the radiation safety officer (RSO) for industrial radiography. Licensees have until May 28, 1999 to meet the requirements.
34.43	Training	Parts C and E	B D - Paragraphs (a)(2) and (c)	Addresses training requirements for industrial radiographers and radiographers' assistants, such as two months of on-the-job training and certification.
34.45	Operating and emergency procedures	Parts C and E	C - Paragraph (a) D- Paragraphs (a)(9) and (b)	Identifies the procedures for all activities, e.g., source recovery, that licensees must develop and submit to the NRC in their application. Procedures include handling of licensed sealed sources and radiographic exposure devices, surveys, controlling access, locking and securing, monitoring, and transportation.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
34.46	Supervision of radiographer's assistants	Parts C and E	B	Specifies requirements for radiographers' assistants to handle equipment associated with radiographic operations.
34.47	Personnel monitoring	Parts C and E	C	Addresses requirements for monitoring radiation exposures to radiographic personnel.
34.49	Radiation surveys	Parts C and E	C - Paragraphs (a) through (c) D- Paragraph (d)	Addresses requirements for surveys that must be made during and after radiographic operations to ensure that the radioactive source is safely secured when radiographic operations are not being performed and that public dose limits in 10 CFR Part 20 are met.
34.51	Surveillance	Parts C and E	C	Specifies requirements for radiographers to maintain surveillance of a high radiation area during industrial radiographic operations to protect against unauthorized entry.
34.53	Posting	Parts C and E	C	Specifies requirements for identifying areas where radioactive material is being used to comply with radiation protection requirements discussed in 10 CFR Part 20.
Subpart E	Recordkeeping Requirements			
34.61	Records of the specific license for industrial radiography	Parts C and E	D	Requires licensees to maintain a copy of their licenses until their licenses are terminated by the Commission.
34.63	Records of receipt and transfer of sealed sources	Parts C and E	C	Requires licensees to maintain records of receipt and disposition of radioactive sources used under their license.
34.65	Records of radiation survey instruments	Parts C and E	C	Contains the recordkeeping requirements for radiation instruments required under Sec. 34.25.
34.67	Records of leak testing	Parts C and E	C	Contains recordkeeping requirements and requires licensees to maintain records of leak tests for 3 years after the record is made.

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34.69	Records of quarterly inventory	Parts C and E	C	Contains recordkeeping requirements and requires licensees to maintain records of quarterly inventories for 3 years after the record is made.
34.71	Utilization logs	Parts C and E	B	Contains recordkeeping requirements, such as a utilization log for each sealed source and keep the log for 3 years.
34.73	Records of inspection and maintenance of radiographic exposure devices	Parts C and E	C	Contains recordkeeping requirements and specifies that inspection and maintenance records must be maintained by the licensee for 3 years.
34.75	Records of alarm system and entrance control checks at permanent	Parts C and E	D	Requires the maintenance of records of alarm system and entrance control device tests and requires that each record must be maintained for 3 years.
34.79	Records of training and certification	Parts C and E	C	Includes recordkeeping requirements and specifies that records verifying radiographer certification and annual safety reviews are to be retained for 3 years after the record is made.
34.81	Copies of operating and emergency procedures	Parts C and E	C	Requires the maintenance of a copy of current operating and emergency procedures until the Commission terminates the license.
34.83	Records of personnel monitoring procedures	Parts C and E	C	Requires that each licensee to maintain exposure records as specified in Sec. 34.47.
34.85	Records of radiation surveys	Parts C and E	D	Requires the licensee to maintain records of exposure device surveys conducted before the radiographic exposure device is placed in storage for 3 years from the date the record was made.
34.87	Form of records	Parts C and E	C	Specifies how records must be maintained, including storage by electronic media.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
34.89	Location of documents and records	Parts C and E	C	Addresses requirements for licensees to maintain certain records at locations where radiographic operations occur, such as at a permanent installation, temporary jobsite, or field station, where radioactive material is stored and from which it is dispatched for use at a temporary jobsite.
Subpart F	Notifications			
34.101	Notifications	Parts C and E	C	Addresses requirements for licensees to notify the NRC of incidents having safety significance.
Subpart G	Exemptions			
34.111	Exemptions	Parts C and E	D	Addresses exemptions and is basically the same as Sec. 34.51 in the form 10 CFR Part 34, except for minor word changes for consistency with the other parts of the rule.
Subpart H	Violations			
34.121	Violations	Part A	D	Addresses violations and is basically the same as Sec. 34.61 in the former 10 CFR Part 34.
34.123	Criminal penalties	Part A	D	Addresses criminal penalties and is basically the same as Sec. 34.63 in the prior 10 CFR Part 34.
Appendix A	Radiographer certification	Parts C and E	B	Part I provides the requirements for an independent certifying organization and only applies to organizations other than the Agreement States. Parts II and II provide the requirements for certification programs and written examinations for a certifying entity, and include the Agreement States.
71.101	Quality assurance requirements	Parts C and E	D	A new paragraph (g) is added to state that the inspection and maintenance programs for radiographic exposure devices, source changers, or packages transporting these devices that meet the provision of Sec. 34.31(b) or equivalent Agreement State regulations, need not be submitted separately as a QA program for Commission approval.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
150.20(b)	Recognition of agreement state licenses	Parts C and E	C, Any fee provisions are Compatibility Category D.	Paragraph (b) introductory text is revised to include the new subparts that were added to the final 10 CFR Part 34. The Agreement State should adopt these requirements so that the State reciprocally recognizes licenses issued by other Agreement States and NRC within its jurisdiction, including provisions for notifying the regulatory agency when work is to be performed under reciprocity.
Radiological Criteria for License Termination (62 FR 39057; July 21, 1997) Effective August 20, 1997				
20.1003	Definitions Background radiation Critical group Decommission Distinguishable from background Residual radioactivity	Part A	A B [C] B B	The definition of Background radiation is revised and new definitions Critical Group, Decommission, Distinguishable from background, and Residual radioactivity are added.
20.1009	Information collection requirements: OMB approval	Part D	D	Paragraph (b) is revised to include the new subparts.
Subpart E	Radiological Criteria for Decommissioning	Part D		A new Subpart E entitled "Radiological Criteria for License Termination," is added.
20.1401	General provisions and scope	Part D	C	Outlines that the criteria in Subpart E apply only to decommissioning of facilities licensed under 10 CFR Parts 30, 40, 50, 60, 61, 70 and 72 and other facilities subject to NRC's jurisdiction. Sites to which Subpart E do not apply are listed.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
20.1402	Radiological criteria for unrestricted use	Part D	C	Describes the criteria under which a site will be considered acceptable for unrestricted use so the license can be terminated. The principal criterion is that the residual radioactivity that is distinguishable from background radiation results in a TEDE to an average member of the critical group does not exceed 25 mrem (0.25 mSV) per year.
20.1403	Criteria for license termination under restricted conditions	Part D	C	Describes the criteria under which a site will be considered acceptable for restricted use so the license can be terminated. The criteria include ALARA considerations, legally enforceable institutional controls, sufficient financial assurance, and submission of a decommissioning plan.
20.1404	Alternate criteria for license termination	Part D	C	Gives alternate criteria for a licensee, greater than those cited above, for the Commission to terminate a license. The use of these criteria requires the approval of the Commission after consideration by NRC staff, Environmental Protection Agency, and the public.
20.1405	Public notification and public participation	Part D	C	Describes Commission actions pursuant to the receipt of a decommissioning plan, such as notification and solicitation of comments from local and State government, Environmental Protection Agency, the publication of notices, and soliciting comments from affected parties.
20.1406	Minimization of contamination	Part D	C	Requires applicants to describe, through design and operation, to minimize contamination of the facility and the environment and the generation of radioactive waste.
20.2402(b)	Criminal penalties	Part D	D	Revised to include Section 20.1405, as an exception.
30.4	Definitions Decommission	Part A	C	Revised the definition of decommission to include release of property under restricted conditions.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
30.35(f)(5) 30.35(g)(3)(iv)	Financial assurance and recordkeeping for decommissioning	Part C	D	Paragraph (f)(5) is added to cover arrangements for governmental entities. Paragraph (g)(3)(iv) is revised to cover requirements for the licensee for either decontamination or disposal for areas outside of the restricted areas.
30.36(j)(2) 30.36(k)(3)(I) & (ii)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	Part C	D, H&S	The introductory text of paragraph (j)(2) and paragraph (k)(3) are revised to cover the requirements for radiation surveys and the demonstration of compliance with the criteria for decommissioning in 10 CFR Part 20, Subpart E.
40.4	Definitions Decommission	Part A Part C	[C]	Revised the definition of decommission to include release of property under restricted conditions. This definition also appears in 10 CFR 30.4. For purposes of compatibility, the language of the Part 30 definition should be used where it is assigned to Compatibility Category C.
40.36(e)(5) 40.36(f)(3)(iv)	Financial assurance and recordkeeping for decommissioning	Part C	D	Paragraph (e)(5) is added to cover arrangements for governmental entities. Paragraph (f)(3)(iv) is revised to cover requirements for the licensee for either decontamination or disposal for areas outside of the restricted areas.
40.42(j)(2) 40.42(k)(3)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	Part C	D, H&S	The introductory text of paragraph (j)(2) and paragraph (k)(3) are revised to cover the requirements for radiation surveys and the demonstration of compliance with the criteria for decommissioning in 10 CFR Part 20, Subpart E.
70.4	Definitions Decommission	Part A	[C]	Revised the definition of decommission to include release of property under restricted conditions. This definition also appears in 10 CFR 30.4. For purposes of compatibility, the language of the Part 30 definition should be used where it is assigned to Compatibility Category C.

REGULATION SECTION	SECTION TITLE	SUGGESTED STATE REGULATIONS	COMPATIBILITY/HEALTH AND SAFETY CATEGORY	SUMMARY OF CHANGE
70.25(f)(5) 70.25(g)(3)(iv)	Financial assurance and record keeping for decommissioning	Part C	D	Paragraph (f)(5) is added to cover arrangements for governmental entities. Paragraph (g)(3)(iv) is revised to cover requirements for the licensee for either decontamination or disposal for areas outside of the restricted areas.
70.38(j)(2) 70.38(k)(3)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	Part C	D, H&S	The introductory text of paragraph (j)(2) and paragraph (k)(3) are revised to cover the requirements for radiation surveys and the demonstration of compliance with the criteria for decommissioning in 10 CFR Part 20, Subpart E.

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