

(STP-02-032, April 2002, Other, 10 CFR 35, By Product Material)

April 24, 2002

ALL AGREEMENT STATES, PENNSYLVANIA, MINNESOTA, WISCONSIN

NRC PUBLISHES REVISED 10 CFR PART 35 - MEDICAL USE OF BYPRODUCT MATERIAL (STP-02-032)

On April 24, 2002, the U.S. Nuclear Regulatory Commission (NRC) published the regulation 10 CFR Part 35 entitled, "Medical Use of Byproduct Material" in the Federal Register. This regulation was revised in its entirety, along with selected sections of 10 CFR Parts 20 and 32, and is available on the NRC Rulemaking Forum Web Site at:

<http://ruleforum.llnl.gov/cgi-bin/rulemake?source=MU--PRULE>.

To assist the staff in responding to questions on State schedules to adopt Part 35, **please inform us, by COB, June 24, 2002, of your timetable for promulgating compatible medical regulations.*** This information should be provided to the individual named below.

Agreement States will have up to 3 years (no later than October 24, 2005), from the effective date of rule, to adopt compatible medical regulations. To assist you in this effort, a detailed chart identifying the various compatibility designations was developed and placed on the Office of State and Tribal Programs Web Site at "What's New."

Subpart J, the current 10 CFR Part 35 Training and Experience (T&E) requirements, will be retained for a 2-year transition period. The transition period will begin on the effective date of the revised rule. For Agreement States, this 2-year transition period begins on the effective date of the revised rule and runs **concurrently** with the 3-year timeframe for adopting a compatible medical rule.

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

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/RA/

Paul H. Lohaus, Director
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* This information request has been approved by OMB 3150-0029, expiration 06/30/04. The estimated burden per response to comply with this voluntary collection is approximately 6 hours. Forward any comments regarding the burden estimate to the Information and Records Branch (T-6F33), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to the Paperwork Reduction Project (3150-0029), Office of Management and Budget, Washington, DC 20503. If a document does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, a collection of information.