

Arkansas Department of Health
Proposed Rules Pertaining to the ASBH
Rules and Regulations for Control of Sources of Ionizing Radiation
Public Comments Received
For Board of Health

A public hearing was conducted June 4, 2015 at 10:00 a.m. in Room #906 of the Freeway Medical Tower building, 5800 West 10th Street, Little Rock, Arkansas.

No oral or written comments were received during the public comment period.

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The Department's response to a written non-substantive comment dated April 23, 2015 from the U.S. Nuclear Regulatory Commission is as follows:

Comment	Response
Arkansas' regulation states, "Special nuclear material means (1) plutonium, uranium 233, uranium enriched in the isotope 233 or in the isotope 235, and any other material which the Department, pursuant to the provisions of section 51 of the act, determines to be special nuclear material...". Arkansas has changed the word "Commission" to "Department". As the State cannot determine what is considered special nuclear material under the AEA, Arkansas needs to retain the reference to the NRC. Arkansas needs to make the above change in order to meet the Compatibility Category A designation assigned to 10 CFR Parts 70.4 and 20.1003.	"Department" was made to say "Commission" in the added special nuclear material definition found in RH-200. and in the current special nuclear material definition found in RH-1100.

This correction was made to the proposed rule prior to it being provided to the public and the legislative committees.