



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

April 14, 2020

ALL AGREEMENT STATES

INFORMATION REGARDING TEMPORARY EXEMPTION FROM CERTAIN U.S. NUCLEAR REGULATORY COMMISSION MEDICAL USE REGULATIONS (STC-20-031)

Purpose: To provide information about the U.S. Nuclear Regulatory Commission's (NRC) exemptions for medical use licensees.

Background: Due to the Coronavirus Disease 2019 (COVID-19) pandemic public health emergency, the NRC has received exemption requests from medical facilities for regulatory relief.

Discussion: This correspondence provides the temporary exemption template letter being used by the NRC staff to grant exemptions for its medical use licensees. Also included is a spreadsheet with specific temporary exemptions that the NRC staff has evaluated and determined would be appropriate given the current public health emergency caused by the COVID-19 pandemic. This spreadsheet provides standardized language to maintain consistency that regulators can use to fill out the template for these specific exemptions. Please note that medical use licensees need to provide a basis as to why they need these exemptions prior to the regulator granting them. The spreadsheet includes examples of safety bases that would be deemed acceptable. The regulations in the spreadsheet are the only ones the staff has evaluated at this time. Please note this spreadsheet will likely be updated with more regulations. The NRC staff will post updates to the spreadsheet with the "Questions and Answers Regarding the COVID-19 Pandemic" in the password protected [Materials Security Toolbox](#).

If you have any questions regarding this correspondence, please contact Lisa Dimmick at Lisa.Dimmick@nrc.gov.

Christian
Einberg

Digitally signed by
Christian Einberg
Date: 2020.04.14
16:10:33 -04'00'

Christian Einberg, Branch Chief
Medical Safety and Events Assessment Branch
Division of Materials Safety, Security, State,
and Tribal Programs
Office of Nuclear Material Safety and Safeguards

Enclosures:

1. Template for Temporary Exemptions for Medical Licensees Due to the COVID-19 Pandemic.
2. Spreadsheet for Temporary Exemptions for Medical Licensees Due to the COVID-19 Pandemic.

SUBJECT: INFORMATION REGARDING TEMPORARY EXEMPTION FROM CERTAIN U.S. NUCLEAR REGULATORY COMMISSION MEDICAL USE REGULATIONS (STC-20-031)

DATED: APRIL 14, 2020

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|---------------|-----------|-----------|-----------|
| OFFICE | NMSS/MSST | NMSS/MSST | NMSS/MSST |
| NAME | LDimmick | DWhite | CEinberg |
| DATE | 4/13/ 20 | 4/14/20 | 4/14/20 |

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Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

Completed by: Katie Tapp
 Reviewed By: Lisa Dimmick

Date: 04/08/2020

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|--|--|--|---|
| Subpart C – General Technical Requirements | | | |
| 35.60(b) | <p>The regulation from which [the licensee] is requesting an exemption is the requirement in 10 CFR 35.60(b) that the licensee calibrate the instrumentation required in 10 CFR 35.60(a) in accordance with nationally recognized standards or the manufacturer’s instructions. <i>(Note: this exemption should only be applied to instrumentation for which nationally recognized standards or manufacturer’s instructions require calibration at time intervals of a month or longer. Exemptions from § 35.60(b) should not be issued for other instrumentation without further review. In addition, this exemption should not be combined with extensions in calibrations intervals recommended by nationally recognized standards due to COVID-19 emergency.)</i></p> | <p>The extension of calibration time does not constitute a significant increase to the risk of failure of these instruments or to public health and safety. The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest.</p> | <p>For instrumentation that, in accordance with the requirement in 10 CFR 35.60(b), is due to be calibrated between the date of this letter and [90 days after issuance], [the licensee] is temporarily exempt from the calibration time interval required by 10 CFR 35.60(b). The licensee may instead extend the required time interval for calibration of the instrumentation by [the requested extension, up to 90 days]. If the instrumentation exhibits signs that it might be malfunctioning, the licensee must suspend use of the instrumentation until it can be calibrated. This exemption does not apply to any instrumentation for which nationally recognized standards or manufacturer’s instructions require calibration more frequently than once per month. In addition, this extension must not be combined with extensions in calibrations intervals recommended by nationally recognized standards due to the COVID-19 emergency. Notwithstanding the regulatory relief provided by this exemption, the licensee should try to calibrate instrumentation as soon as is safely possible. [The licensee] requested to extend the required time interval for calibration during the emergency caused by the COVID-19 pandemic.</p> |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|--------------------------|--|--|--|
| 35.61(a) | <p>The regulation from which [the licensee] is requesting an exemption is the requirement in 10 CFR 35.61(a) that the licensee calibrate survey instruments used to show compliance with 10 CFR Parts 20 and 35 annually.</p> | <p>The regulation in 10 CFR 35.61(a) requires licensees to calibrate survey instruments used to show compliance with 10 CFR Parts 20 and 35 before first use, annually, and following repair. This exemption would only be from the requirement to perform annual calibrations, not to the requirement to perform calibrations before first use and following repair. The extension provided by this exemption is relatively short compared to the one-year time period between calibration of survey instruments. This relatively short extension does not constitute a significant increase in risk to public health and safety. The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds</p> | <p>For instrumentation that, in accordance with the requirement in 10 CFR 35.61(a), is due to be calibrated between the date of this letter and [90 days after issuance], [the licensee] is temporarily exempt from the calibration time interval required by 10 CFR 35.61(a) and may instead extend the required time interval for calibration of the instrumentation by [the requested extension, up to 90 days]. If the instrumentation exhibits signs that it might be malfunctioning, the licensee must suspend use of the instrumentation until it can be calibrated. Notwithstanding the regulatory relief provided by this exemption, the licensee should try to calibrate instrumentation as soon as is safely possible. [The licensee] requested to extend the time interval for calibration during the emergency caused by the COVID-19 pandemic.</p> |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|-----------------------------|---|--|--|
| | | that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest. | |
| 35.67(b)(2) | The regulation from which [the licensee] is requesting an exemption is the requirement in 10 CFR 35.67(b)(2) that the licensee test sealed sources and brachytherapy sources for leakage at intervals not to exceed 6 months at other intervals approved by the Commission or an Agreement State in the Sealed Source and Device Registry. | The extension provided by this exemption is relatively short. In addition, licensees must still perform leak tests if the sources exhibit signs that the source might be leaking, such as increased dose rates of the patient following procedures, which would indicate significant leakage. Therefore, this exemption does not constitute a significant increase in risk to public health and safety. The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and | For sealed sources or brachytherapy sources that, in accordance with the requirement in 10 CFR 35.67(b)(2), are due to be leak tested between the date of this letter and [up to 90 days after issuance] , [the licensee] is temporarily exempt from the requirements of 10 CFR 35.67(b)(2) and may instead extend the required time interval for leak testing of the sources by [the requested extension, up to 90 days] . If the source exhibits signs that it might be malfunctioning, the licensee must suspend use of the source until it can be leak tested. Notwithstanding the regulatory relief provided by this exemption, the licensee should try to leak test sources as soon as is safely possible. [The licensee] requested to extend the leak test interval required by paragraph (b)(2) of this section for [brachytherapy and/or sealed sources] during the emergency caused by the COVID-19 pandemic. |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|--|--|---|--|
| | | security and is otherwise in the public interest. | |
| Subpart E – Unsealed Byproduct Material – WD Required | | | |
| 35.310(a) | The regulation from which [the licensee] is requesting an exemption is the portion of 10 CFR 35.310(a) that requires licensees to provide radiation safety instruction at least annually to personnel caring for patients or human research subjects who cannot be released under 10 CFR 35.75. | The relatively short period delay of annual instruction does not constitute a significant increase in risk to public health and safety. The licensee must continue to provide initial radiation safety instruction to staff caring for patients or human research subjects who cannot be released. The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest. | From the date of issuance of this letter until [90 days after issuance] , the licensee is temporarily exempted from the requirement in 10 CFR 35.310(a) that the licensee must provide annual instruction to personnel caring for patients or human research subjects who cannot be released under 10 CFR 35.75. The purpose of this exemption would be to allow [the licensee] to delay this annual instruction during the emergency caused by the COVID-19 pandemic. |
| 35.410(a) | The regulation from which [the licensee] is requesting an exemption is the portion of 10 CFR 35.410(a) that requires licensees to | The relatively short period delay of annual instruction does not constitute a significant increase in risk to public health and safety. | From the date of issuance of this letter until [insert the date of the requested extension, up to 90 days after issuance] , the licensee is temporarily exempted from |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|--|---|--|--|
| | <p>provide radiation safety instruction at least annually to personnel caring for patients or human research subjects who cannot be released under 10 CFR 35.75.</p> | <p>The licensee must continue to provide initial radiation safety instruction to staff caring for patients or human research subjects who cannot be released. The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest.</p> | <p>the requirement in 10 CFR 35.410(a) that the licensee must provide annual instruction to personnel caring for patients or human research subjects who cannot be released under 10 CFR 35.75. The purpose of this exemption would be to allow [the licensee] to delay this annual instruction during the emergency caused by the COVID-19 pandemic.</p> |
| <p align="center">Subpart H – Photon Emitting Remote Afterloader Units, Teletherapy Units, and Gamma Stereotactic Radiosurgery (GSR) Units</p> | | | |
| <p>35.610(d)(2)</p> | <p>The regulation from which [the licensee] is requesting an exemption is the portion of 10 CFR 35.610(d)(2) that requires licensees to provide operational and safety instructions at least annually to individuals who operate the unit at the facility.</p> | <p>The relatively short period delay of annual instruction does not constitute a significant increase in risk to public health and safety. The licensee must continue to provide initial radiation safety instruction to individuals who operate the unit at the facility and must also continue to provide</p> | <p>From the date of issuance of this letter until [90 days after issuance], the licensee is temporarily exempted from the requirement in 10 CFR 35.610(d)(2) that the licensee must provide operational and safety instructions at least annually to individuals who operate the unit at the facility. The purpose of this exemption would be to allow [the licensee] to delay this annual</p> |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|----------------------------------|---|---|--|
| | | <p>instruction in accordance with 10 CFR 35.610(d)(1). The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest.</p> | <p>instruction during the emergency caused by the COVID-19 pandemic.</p> |
| <p>35.630(a)</p> | <p>The regulation from which [the licensee] is requesting an exemption is the requirement in 10 CFR 35.630(a) that the licensee perform calibration on the dosimetry system in accordance with the conditions in paragraph (a)(1) or paragraph (a)(2).</p> | <p>The requested extension is relatively short compared to the 2-year interval in paragraph (a)(1) or 4-year interval in paragraph (a)(2) and does not constitute a significant increase in risk to public health and safety. Further, if the licensee chooses to calibrate its systems in accordance with the conditions in 10 CFR 35.630(a)(1), then the requirement to perform calibrations after any servicing that may have affected system</p> | <p>For systems that, in accordance with the requirement in 10 CFR 35.630(a), are due to be calibrated between the date of this letter and [90 days after issuance], [the licensee] is temporarily exempt from the 2-year and 4-year calibration time intervals required by paragraphs (a)(1) and (a)(2), respectively, and may instead extend the required time interval for calibration of the system by [the requested extension, up to 90 days]. If the system exhibits signs that it might be malfunctioning, the licensee must suspend use of the system until it can be calibrated. Notwithstanding the</p> |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|-------------------------------------|--|---|--|
| | | <p>calibration will continue to apply. The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest.</p> | <p>regulatory relief provided by this exemption, the licensee should try to calibrate the system as soon as is safely possible. [The licensee] requested to delay performance of the calibration during the emergency caused by the COVID-19 pandemic.</p> |
| <p>35.633(a)(3)</p> | <p>The regulation from which [the licensee] is requesting an exemption is the requirement in 10 CFR 35.633(a)(3) that the licensee perform calibration at intervals not exceeding 1 quarter for high dose-rate, medium dose-rate, and pulsed dose-rate remote afterloader units with sources whose half-life exceeds 75 days.</p> | <p>The requested extension is relatively short compared to the 1 quarter interval and does not constitute a significant increase in risk to public health and safety. Further, the licensee will still be required to perform periodic spot checks and full calibrations following replacement of sources or any repairs in accordance with 10 CFR 35.633(a)(2). The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities</p> | <p>For units that, in accordance with the requirement in 10 CFR 35.633(a)(3), are due to be calibrated between the date of this letter and [90 days after issuance], [the licensee] is temporarily exempt from the calibration time interval required by 10 CFR 35.633(a)(3) and may instead extend the required time interval for calibration of the unit by [the requested extension, up to 30 days]. If a unit exhibits signs that it might be malfunctioning, the licensee must suspend use of the unit until it can be calibrated. Notwithstanding the regulatory relief provided by this exemption, the licensee should try to calibrate units as</p> |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|--|--|--|---|
| | | <p>increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest.</p> | <p>soon as is safely possible. [The licensee] requested to delay performance of the calibration during the emergency caused by the COVID-19 pandemic.</p> |
| <p><u>35.633(a)(4)</u></p> | <p>The regulation from which [the licensee] is requesting an exemption is the requirement in 10 CFR 35.633(a)(4) that the licensee perform full calibration at intervals not exceeding 1 year for low dose-rate remote afterloader units.</p> | <p>The requested extension is relatively short compared to the 1-year interval and does not constitute a significant increase in risk to public health and safety. Further, the licensee will still be required to perform periodic spot checks and full calibrations following replacement of sources or any repairs in accordance with 10 CFR 35.633(a)(2). The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19</p> | <p>For units that, in accordance with the requirement in 10 CFR 35.633(a)(4), are due to have a full calibration between the date of this letter and [90 days after issuance], [the licensee] is temporarily exempt from the full calibration time interval required by 10 CFR 35.633(a)(4) and may instead extend the required time interval for full calibration of the unit by [the requested extension, up to 90 days]. If a unit exhibits signs that it might be malfunctioning, the licensee must suspend use of the unit until it can be fully calibrated. Notwithstanding the regulatory relief provided by this exemption, the licensee should try to fully calibrate units as soon as is safely possible. [The licensee] requested to delay performance of the full calibration during the emergency caused by the COVID-19 pandemic.</p> |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|--|--|--|--|
| | | <p>virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest.</p> | |
| <p><u>35.635(a)(3)</u></p> | <p>The regulation from which [the licensee] is requesting an exemption is the requirement in 10 CFR 35.635(a)(3) that the licensee perform full calibration at intervals not exceeding 1 year for gamma stereotactic radiosurgery units. [The licensee] requested to delay performance of the full calibration by [requested extension] during the emergency caused by the COVID-19 pandemic.</p> | <p>The requested extension is relatively short compared to the 1-year interval and does not constitute a significant increase in risk to public health and safety. Further, the licensee will still be required to perform periodic spot checks and full calibrations as required by 10 CFR 35.635(a)(2). The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common</p> | <p>For units that, in accordance with the requirement in 10 CFR 35.635(a)(3), are due to have a full calibration between the date of this letter and [90 days after issuance], [the licensee] is temporarily exempt from the calibration time interval required by 10 CFR 35.635(a)(3) and may instead extend the required time interval for full calibration of the unit by [the requested extension, up to 90 days]. If a unit exhibits signs that it might be malfunctioning, the licensee must suspend use of the unit until it can be fully calibrated. Notwithstanding the regulatory relief provided by this exemption, the licensee should try to calibrate units as soon as is safely possible. [The licensee] requested to delay performance of the full calibration during the emergency caused by the COVID-19 pandemic.</p> |

Medical Licensee Temporary Exemptions During the Emergency Caused by the COVID-19 Pandemic

| Regulation | Description of Exemption | Safety Basis | Exemption Language |
|---------------------------|--|--|---|
| | | defense and security and is otherwise in the public interest. | |
| 35.655(a) | The regulation from which [the licensee] is requesting an exemption is the requirement in 10 CFR 35.655(a) that the licensee shall have each [teletherapy unit/gamma stereotactic unit] fully inspected and serviced at intervals not to exceed [5 years for each teletherapy unit/7 years for each gamma stereotactic radiosurgery unit] . | The requested extension is relatively short compared to the [5-year/7-year] interval and does not constitute a significant increase in risk to public health and safety. The NRC staff notes that, absent the proposed exemption, [additional staff would be required to come into the medical facilities increasing the possibility of exposing licensee’s employees, contractors, patients, or members of the general public to the COVID-19 virus and/or the medical facilities would not be able to provide patient care.] Therefore, the NRC staff finds that the proposed exemption will not endanger life or property or the common defense and security and is otherwise in the public interest. | For units that, in accordance with the requirement in 10 CFR 35.655(a), are due to be inspected and serviced between the date of this letter and [90 days after issuance] , [the licensee] is temporarily exempt from the inspection and service time interval required by 10 CFR 35.655(a) and may instead extend the required time interval for calibration of the unit by [the requested extension, up to 120 days] . If a unit exhibits signs that it might be malfunctioning, the licensee must suspend use of the unit until it can be inspected and serviced. Notwithstanding the regulatory relief provided by this exemption, the licensee should try to have the units inspected and serviced as soon as is safely possible. [The licensee] requested to delay performance of this inspection and servicing during the emergency caused by the COVID-19 pandemic. |



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

Date, 2020

[Licensee POC and Address]

SUBJECT: TEMPORARY EXEMPTION FROM U.S. NUCLEAR REGULATORY COMMISSION REGULATION, TITLE 10 *CODE OF FEDERAL REGULATIONS* (10 CFR) [LIST SECTION(S)].

Dear **[Licensee POC]**:

By letter dated **[Date of Letter]** (Agencywide Documents Access and Management System [ADAMS] Accession No. **[Accession Number]**), in accordance with Title 10 of the *Code of Federal Regulations* (10 CFR) 30.11(a), **[licensee name]**, a medical use licensee, requested an exemption from the requirements of 10 CFR **[list specific regulation(s)]**.

In its request, **[the licensee]** stated that due to **[state the condition (i.e. medical facility protocol to limit staff, staff shortage, travel restrictions, potential for staff in isolation, etc.)]** caused by the COVID-19 pandemic, these regulations cannot be safely met without increasing the possibility of exposing licensee's employees, contractors, patients, or members of the general public to the COVID-19 virus. **[The licensee]** proposed that, if exempted from these requirements of 10 CFR **[list specific regulation(s)]**, it would **[provide any conditions the licensee stated they will continue doing while the exemption is in place.]**.

The exemption provision in 10 CFR 30.11(a) states:

The Commission may, upon application of any interested person or upon its own initiative, grant exemptions from the requirements of the regulations in this part and parts 31 through 36 and 39 of this chapter as it determines are authorized by law and will not endanger life or property or the common defense and security and are otherwise in the public interest.

The U.S. Nuclear Regulatory Commission (NRC) staff reviewed the request in accordance with 10 CFR 30.11(a) and finds that the criteria contained therein are met. The regulation[s] from which **[the licensee]** is requesting exemption **[is/are]** **[Input description of exemption requested from spreadsheet. *Note to reviewer - may make bulleted list if there are several requests*]**

The regulation in 10 CFR 30.11(a) authorizes granting of exemptions specific to Part **[list appropriate part, i.e. 30 or 35]**. The NRC staff has determined that the granting of the requested exemption will not result in a violation of the Atomic Energy Act of 1954, as amended, or the Commission's regulations. The NRC staff, therefore, finds that the granting of the requested exemption is authorized by law. **[Input appropriate safety basis/bases from spreadsheet. *Note to reviewer - may make bulleted list if there are several requests*]**

Based on the above findings, the NRC grants the following exemption for the specified period of time:

[Input appropriate exemptions from spreadsheet. *Note to reviewer - may make bulleted list if there are several requests*]

[Include this following paragraph if the licensee requests additional exemptions currently not listed on the spreadsheet and more time is needed to review them.] The request for exemption from **[list specific exemptions requested that couldn't be approved]** is still under NRC review. The NRC will make a determination on that request at a later time.

An environmental assessment for this action is not required, because this action is categorically excluded under 10 CFR 51.22(c)(14)(iv). In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <https://www.nrc.gov/reading-rm/adams.html>.

[Licensee POC]

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If you have questions, please contact [license reviewer name] at [license reviewer email] or [license review phone number].

Sincerely,

[Branch Chief], Chief
[Branch Name]
Division of Nuclear Materials Safety
[Region]

cc: [licensee specific]

[Please include Lisa Dimmick and Katie Tapp on distribution]

[Licensee POC]

4

SUBJECT: TEMPORARY EXEMPTION FROM U.S. NUCLEAR REGULATORY
COMMISSION REGULATION, TITLE 10 *CODE OF FEDERAL REGULATIONS*
(10 CFR) [LIST SECTION(S)].

Date: April xx, 2020

ADAMS Accession No.: ML20100D405

***via e-mail**

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|--------|----------|----------|----------|------------|-----------|
| OFFICE | MSST | MSST | MSST | OGC | MSST |
| NAME | KTapp | LDimmick | CEinberg | EHouseman* | MLayton |
| DATE | 4/6/2020 | 4/6/2020 | 4/6/2020 | 4/8/2020 | 4/10/2020 |

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