

January 30, 2006

Aubrey Godwin, Director  
Arizona Radiation Regulatory Agency  
4814 South 40<sup>th</sup> Street  
Phoenix, Arizona 85040

Dear Mr. Godwin:



COMPATIBILITY COMMENTS ON ARIZONA PROPOSED REGULATIONS

STATE SECTION	NRC SECTION	RATS ID	CATEGORY	SUBJECT and COMMENTS
1	12-1-311 (J) & 12-1-703 (C)(2)(a)	§32.72 (b)(1) & (b)(2)(i)-(ii)	2002-2	<p><b>Manufacture, preparation, or transfer for commercial distribution of radioactive drugs containing byproduct material for medical use under Part 35</b></p> <p>Arizona has omitted requirements for the manufacture, preparation, or transfer for commercial distribution of radioactive drugs containing byproduct material for medical use. §32.72 (b)(1), (b)(2)(i)-(ii) was not incorporated by reference in 12-1-311 (J) as stated in Rule Package RMP-0057 page 9 line 12 dated October 31, 2005.</p> <p>Arizona should incorporate §32.72 by reference in 12-1-311(J) to meet the Compatibility Categor, B designation assigned to §32.72(b)(1), (b)(2)(i)-(ii).</p>
2	12-1-311 (L) & 12-1-703 (C)(2)(b)	§32.74 (a)	2002-2	<p><b>Manufacture and distribution of sources or devices containing byproduct material for medical use</b></p> <p>Arizona has omitted requirements for the manufacture and distribution of sources or devices containing byproduct material for medical use. §32.74(a) was not incorporated by reference in 12-1-311(L) as stated in Rule Package RMP-0057 page 9 line 13 dated October 31, 2005.</p> <p>Arizona should incorporate §32.74 by of radreference in 12-1-311(L) to meet the Compatibility Categor, B designation assigned to §32.74(a).</p>



STATE SECTION		NRC SECTION	RATS ID	CATEGORY	SUBJECT and COMMENTS
5	12-1-721	§35.290	2002-2	B	<p><b>Training for imaging and localization studies</b></p> <p>Arizona's proposed regulations inserted additional requirements in 12-1-721(B) that make the requirement more restrictive than §35.290.</p> <p>Arizona needs to delete 12-1-721(B) to meet to meet the Compatibility Category B designation assigned to §35.290.</p>



<u>NRC Chronology Identification</u>	<u>FR Notice (Due Date for State Implementation)</u>	<u>RATS ID</u>	<u>Proposed (P) / Final (F)<sup>1</sup> Rule / License Condition (LC) / ML #<sup>5</sup></u>	<u>NRC Review / Y, N<sup>2</sup> / Date / ML #<sup>5</sup></u>	<u>Final State Regulation<sup>1</sup> (Effective Date)</u>

<b><u>NRC Chronology Identification</u></b>					
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