

October 19, 2006

Leslie Foldesi, Director  
Division of Radiological Health  
Department of Health  
P.O. Box 2448  
Richmond, VA 23218

Dear Mr. Foldesi:







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14		10 CFR Part 20 Appendix B (Tables 1,2, &3)		A	

17	12 VAC 5-481-10	20.1003, 30.4, 40.4, 70.4  30.4		C          B	<p><b>Definitions</b></p> <p><i><b>Decommission</b></i></p> <p>Virginia has omitted the definition of “decommission” from its regulations.</p> <p>Virginia needs to adopt the essential elements of this definition to meet the</p>

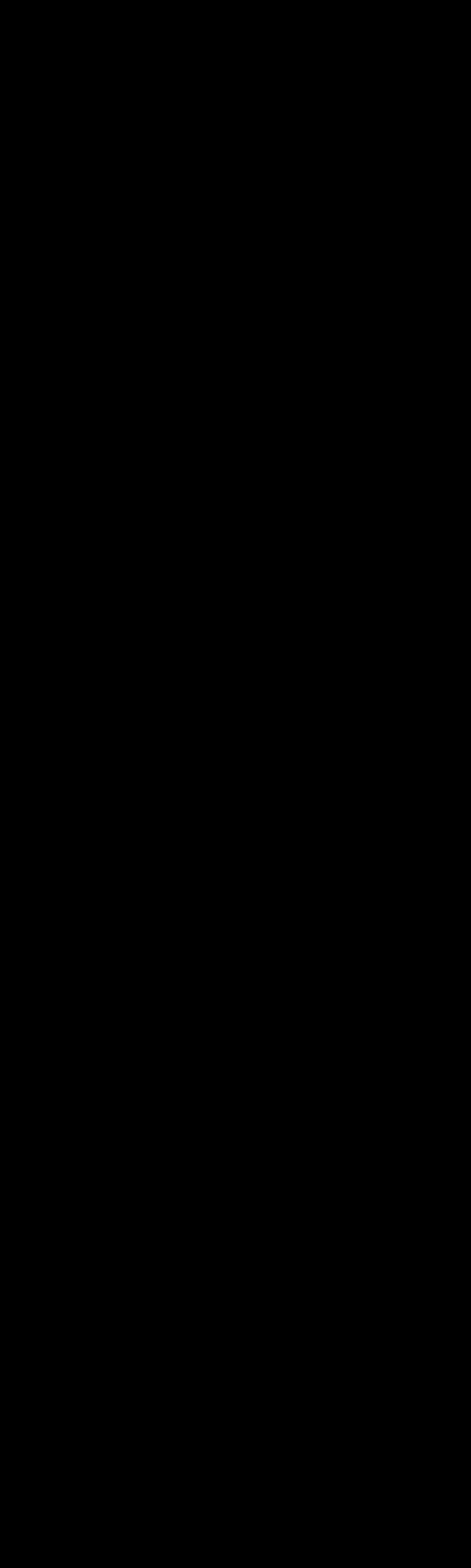


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47	12 VAC 5-481-2660				







58	12 VAC 5-481-3270	39.61		B	<b>Training</b>

60	12 VAC 5-481-410	40.20(a) TEM246		C	<p><b>Types of licenses</b></p> <p>In 12 VAC 5-481-410 Virginia has addressed types of licensees by reference to 10 CFR Part 30.31.</p> <p>Virginia needs to include the reference to 10 CFR Part 40.20(a) on source material in 12 AC 5-481-410 to meet the Compatibility Category C designation assigned to 10 CFR 40.20 (a)40.20 (a)C /TTT03C</p>
61	12 VAC 5-				

64		40.61 (d)(e)		H&S	<p><b>Records</b></p> <p>Virginia has omitted this section from its regulations.</p> <p>Virginia needs to adopt the essential elements of this section to meet the Compatibility Category H&amp;S designation assigned to 10 CFR 40.61.</p>
65	12 VAC 5-481-10	61.2			<p><b>Definitions</b></p>
66		61.55			
67		61.56			





71	12 VAC 5-481-510	70.38 61146 ETEMC /T295A	MCID 1385	DC BT/TT0	<p><b>Exp. 0.9</b></p> <p><b>licenses and decommissioning of sites and separate buildings or outdoor areas</b></p> <p>Virginia omitted the financial surety license termination requirements as stated in 10 CFR Part 70.38(e).</p> <p>Virginia has omitted the requirements concerning the delay of license termination as stated in 10 CFR Part 70.38(f).</p> <p>Virginia 1025-475 05-10-98 10-08-15 Part ETBT/TT0 1 T10.0009 Tc13</p>





75		71.13			

79	12 VAC 5-481-3040 and 3050	71.22		[B]	<p><b>General license: fissile material</b></p> <p>- Virginia has omitted the requirement that the type A package be approved by DOT, the cases in which the general license can be used, and the calculation and use of the criticality safety index.</p> <p><b>Virginia needs to</b></p> <p>Virginia needs to adopt these requirements to meet the Compliance Category B designation assigned to 10 CFR 71.22.</p> <p>- Virginia's regulation omitted Table 71-1 and included incorrect permissible maximum grams of Uranium-235 per package in their equivalent of NRC Table 71-2.</p>
80		71.23		B	
81	12 VAC 5-481-3080	71.47		[B]	

82	12 VAC 5-481-3080	71.87		[B]	<p><b>Routine Determinations</b></p> <p>Virginia omitted the requirements for fissile material contained in 10 CFR Part 71.87(g).</p> <p>Virginia needs to add 71.87(g) to meet the Compatibility Category B designation assigned to 10 CFR 71.87</p>
83	12 VAC 5-481-3090	71.88		B	<p><b>Air Transport of Plutonium</b></p> <p>Virginia omitted 10 CFR Part 71.88(b) from its regulations.</p> <p>Virginia needs to adopt an <del>essentially</del> identical section to meet the Compatibility Category B designation assigned to 10 CFR 71.88.</p>


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96	12 VAC 5-				
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