State of California—Health and Human Services Agency
California Department of Public Health

TOMÁS J. ARAGÓN, MD, DrPH
Director and State Public Health Officer

GAVIN NEWSOM
Governor

NOTICE OF PROPOSED RULEMAKING
Title 17, California Code of Regulations

Compatibility maintenance with Nuclear Regulatory Commission (NRC) regulations and personnel dosimeter use in certain non-human uses of x-ray equipment (DPH-20-017)
Notice Published October 22, 2021

Notice is hereby given that the California Department of Public Health (Department) is proposing the regulation described below. This notice of proposed rulemaking commences a rulemaking to make the regulations permanent after considering all comments, objections, and recommendations regarding the regulation.

PUBLIC PROCEEDINGS

The Department is conducting a 45-day written public proceeding during which time any interested person or such person's duly authorized representative may present statements, arguments or contentions (all of which are hereinafter referred to as comments) relevant to the action described in the Informative Digest/Policy Statement Overview section of this notice.

To request copies of the regulatory proposal in an alternate format, please write or call: Veronica Rollin, Office of Regulations, 1415 L Street Suite 500, Sacramento, CA 95814, at (916) 445-2529, email to veronica.rollin@cdph.ca.gov or use the California Relay Service by dialing 711.

PUBLIC HEARING

A public hearing has not been scheduled for this rulemaking. However, the Department will conduct a public hearing if a written request for a public hearing is received from any interested person, or his or her authorized representative, no later than 15 days prior to the close of the written comment period, pursuant to Government Code Section 11346.8.

WRITTEN COMMENT PERIOD

Written comments pertaining to this proposal, regardless of the method of transmittal, must be received by Office of Regulations by December 6,2021, which is hereby designated as the close of the written comment period. Comments received after this date will not be considered timely.

Written comments must be submitted as follows:

1. By email to: regulations@cdph.ca.gov. It is requested that email transmission of comments, particularly those with attachments, contain the regulation package identifier "DPH-20-017" in the subject line, to facilitate timely identification and review of the comment;

2. By fax transmission to: (916) 636-6220;

3. By postal service or hand delivered to: California Department of Public Health, Office of Regulations, 1415 L Street, Suite 500, Sacramento, CA 95814.

All comments, including email or fax transmissions, should include the regulation package identifier, DPH-20-017 "Compatibility maintenance with Nuclear Regulatory Commission (NRC) regulations and personnel dosimeter use in certain non-human uses of x-ray equipment" along with your name and your mailing address or email address in order for the Department to provide copies of any notices for proposed changes to the regulation text on which additional comments may be solicited.

AUTHORITY AND REFERENCE

The Department proposes to adopt, amend, or repeal the regulation sections identified under the authority provided in sections 100275, 114765, 114820, 114975, 115000, 114060, 115091, 131050, 131051 and 131200 of the Health and Safety Code (HSC). This proposal implements, interprets, or makes specific, sections 114740, 114765, 114960, 114965, 114970, 114985, 114990, 115000, 115060, 115091, 115092, 115105, 115110, 115120, 115165, 115230, 115235, 131050, 131051 and 131052 of the HSC.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Summary of Proposal

The California Department of Public Health (Department) proposes to amend, adopt or repeal sections of title 17 of the California Code of Regulations (17 CCR) that:

- Address radioactive material (RAM), in accordance with the United States Nuclear Regulatory Commission's (NRC) regulatory amendments of title 10, Code of Federal Regulations, parts 30; 32; 34; 35; 37; 39; and 71 (10 CFR 30; 32; 34; 35; 37; 39; or 71).

- Allow users of radiation machines (i.e., X-ray machines) for shielded-room radiography and field radiography (non-human uses) to optionally supply equipment operators personnel dosimeters that do not require processing to determine the occupational radiation dose provided the dose is evaluated

promptly after replacement of the dosimeter, or at least quarterly, whichever is more frequent.

These proposed regulations incorporate by reference the January 2021 versions of 10 CFR 20; 30.32(i); 30.72; 32; 35; 35.65; 37; and 71.In addition, federal Department of Transportation (DOT) regulations (Title 49, CFR) cited in 10 CFR 71.5, as of January 1, 2021, are proposed to be incorporated by reference.These proposed regulations also make nonsubstantial corrections

Background

Both RAM and X-ray machines are widely used in many industries, including: the healing arts, for diagnostic and therapeutic purposes; industrial radiography, for nondestructive testing of objects to ensure structural integrity; well logging, for the purpose of obtaining information about the well or adjacent formations that may be used in oil, gas, mineral, groundwater, or geological exploration; and, manufacturing and distribution, for designing, building, and supplying radioactive sources for use in medicine and by other industries. The Department issues RAM licenses authorizing, and registers users of X-ray machines for, such uses, and conducts inspections of users to ensure compliance with applicable laws and regulations.

The Radiation Control Law (RCL) (HSC §§ 114960 through 115273) requires that the Department develop programs for licensing and regulating radioactive materials, and for evaluation of hazards associated with use of sources of ionizing radiation. (HSC § 115000(a) & (b).) The Department is the successor of the California Department of Health Services and as such has the authority to license and regulate radioactive material under the California Public Health Act of 2006. (Chapter 241, Statutes of 2006; SB 162, Ortiz.)

In 1962, the State of California ratified and approved an agreement with the United States Atomic Energy Commission, the predecessor of the United States Nuclear Regulatory Commission (NRC), by which the federal agency discontinued its regulatory authority over certain radioactive materials. (HSC § 115230.) By such action, California became an “Agreement State.”

California, as an Agreement State, has regulatory authority over the possession and use of RAM by any person subject to state jurisdiction. A person, as defined in HSC § 114985(c), is “any individual, corporation, partnership, limited liability company, firm, association, trust, estate, public or private institution, group, agency, political subdivision of this state, any other state or political subdivision or agency thereof, and any legal successor, representative, agent, or agency of the foregoing, other than the United States Nuclear Regulatory Commission, the United States Department of Energy, or any successor thereto, and other than federal government agencies licensed by the United States Nuclear Regulatory Commission, under prime contract to the United States Department of Energy, or any successor thereto.”

A provision of the agreement between California and the NRC requires that the State "use its best efforts to maintain continuing compatibility between its program and the program of the [United States Atomic Energy] Commission for the regulation of like materials." (HSC § 115235, art. V.) The NRC's stated policy is "to evaluate Agreement State programs established pursuant to Section 274 of the Atomic Energy Act (AEA) of 1954, as amended, to ensure they are adequate to protect public health and safety and compatible with NRC's regulatory program."[1]

To determine a state's compatibility, the NRC uses Management Directive 5.9, *Adequacy and Compatibility of Agreement State Programs,* Directive Handbook 5.9. (Reference 1.) This handbook describes the specific criteria and process that are used to determine which NRC program elements should be adopted and implemented by an Agreement State for purposes of maintaining compatibility, and which NRC program elements have a particular health and safety significance. The NRC rates the elements according to the degree of compatibility required. The NRC requires that some elements be adopted by the States in a form identical to the NRC's. Other elements need not be adopted in identical form, but are still required to meet the "essential objective" of the program element. The NRC's overall determination of the adequacy and compatibility of an Agreement State's program is made pursuant to Management Directive 5.6*, The Integrated Materials Performance Evaluation Program (*IMPEP*)*.[2] The NRC evaluates Agreement States' programs every four years to determine if a state's radiation safety program meets the adequacy and compatibility criteria. If California fails to meet those criteria, the NRC may revoke California's status as an Agreement State and assume direct regulation and control of byproduct, source, and special nuclear material within the State.

In conjunction with the NRC's IMPEP review every four years, the NRC procedures (SA-200[3]) require that Agreement States, when adopting regulations required for meeting the adequacy and compatibility determinations, submit proposed regulations to the NRC for review. The NRC then reviews the proposal to ensure that the proposed regulations meet the applicable NRC compatibility category, defined as follows:

> **NRC Compatibility Categories[4] (underlined words are defined below)**
> **Category A:** Basic radiation protection standard, or related definitions, signs, labels or terms that is necessary for a common understanding of radiation protection principles. The State program element should be essentially identical to that of NRC.

[1] Adequacy and Compatibility of Agreement State Programs, Management Directive 5.9, page 1. The document is available at the Nuclear Regulatory Commission, Office of State and Tribal Programs website: https://scp.nrc.gov/procedures/md0509.pdf (Reference 1.)

[2] Integrated Materials Performance Evaluation Program (IMPEP), Management Directive 5.6. The document is available at the Nuclear Regulatory Commission, Office of State, and Tribal Programs website: https://scp.nrc.gov/procedures/md0506.pdf (Reference 2).

[3] SA-200 is available at https://scp.nrc.gov/procedures/sa200.pdf (Reference 3).

[4] Volume 5, Governmental Relations and Public Affairs, Adequacy and Compatibility of Agreement State Programs, April 26, 2018, Directive Handbook 5.9, pp. 4-9. (Reference 1).

Category B: Program element with significant direct transboundary implications. The State program element should be essentially identical to that of NRC.

Category C: Program element, the essential objectives of which should be adopted by the State to avoid conflicts, duplications, or gaps. The manner in which the essential objectives are addressed need not be the same as NRC provided the essential objectives are met.

Category D: Not required for purposes of compatibility.

Category NRC: Not required for purposes of compatibility. These are NRC program elements that address areas of regulation that cannot be relinquished to Agreement States pursuant to the AEA or provisions of Title 10 of the Code of Federal Regulations. The State should not adopt these program elements.

Category Health & Safety (H&S): Program elements identified as H&S are not required for purposes of compatibility; however, they do have particular health and safety significance. The State should adopt the essential objectives of such program elements in order to maintain an adequate program.

[ ] = A bracket around a category (e.g., [B]) means that the Section may have been adopted elsewhere and it is not necessary to adopt it again.

Definitions[5]

Conflict means that the essential objectives of regulations or program elements are different and an undesirable consequence is likely to result in another jurisdiction or in the regulation of agreement material on a nationwide basis.

Essential objective of a regulation or program element means the action that is to be achieved, modified, or prevented by implementing and following the regulation or program element. In some instances, the essential objective may be a numerical value (e.g., restriction of exposures to a maximum value) or it may be a more general goal (e.g., access control to a restricted area).

Essentially Identical means the interpretation of the text must be the same, regardless of the version (NRC or Agreement State) that is read.

Gap means that the essential objectives of NRC regulations or program elements are absent from the Agreement State program, and an undesirable consequence is likely to result in another jurisdiction or in the regulation of agreement materials on a nationwide basis.

[5] *Ibid*, pp. 14-15.

To ensure compliance with the NRC agreement and to maintain compatibility of State regulations, this proposal adopts, amends or repeals existing regulations relating to radioactive material and addresses those changes made by the NRC, as noted in the following volumes of the Federal Register (FR):

- 83 FR 30285 (June 28, 2018)[6]
- 83 FR 33046 (July 16, 2018)
- 84 FR 63565 (November 18, 2019)
- 84 FR 65639 (November 29, 2019)
- 84 FR 66561 (December 5, 2019)
    - This FR changed the effective date from December 30, 2020, specified in 84 FR 65639 (Nov. 29, 2019), to December 30, 2019. The NRC made no regulatory revisions under this FR.
- 85 FR 15347 (March 18, 2020)
- 85 FR 33527 (June 2, 2020)
- 85 FR 36307 (June 16, 2020)
    - This FR confirmed the effective date of June 16, 2020 as specified in 85 FR 15347 (March 18, 2020). The NRC made no regulatory revisions under this FR.
- 85 FR 44685 (July 24, 2020)
    - This FR confirmed the effective date of August 17, 2020 as specified in 85 FR 33527 (June 2, 2020). The NRC made no regulatory revisions under this FR.

This proposal does not adopt any provision designated by the NRC as compatibility category NRC as identified in the above Federal Registers because such provisions are reserved to NRC and may not be adopted by Agreement States.

Pursuant to the RCL, as it pertains to use of X-ray machines in Shielded-Room Radiography (17 CCR § 30330(b)(25)) and Field Radiography (17 CCR 30330(b)(9)), users register (17 CCR § 30108) with the Department as possessing a reportable source of radiation (17 CCR § 30100(n) & (s)) and are subject to inspection.

Because such use, and its associated hazards, is similar to use of RAM in permanent radiographic installations (17 CCR § 30332.2), industrial radiography (17 CCR § 30330(b)(13)) in general, and outside of such installations (e.g., in the field), this proposal allows, as did the NRC under 85 FR 15347 (March 18, 2020) for Industrial radiography and well logging operations, use of newer, and technologically advanced, personnel dosimeters for shielded-room radiography operations. For field-radiography (17 CCR § 30330(b)(9)), section 30336.1(*l*) cites to, and relies entirely on, section 30333.2 that is being amended. Though section 30336.1 is not proposed to be

[6] The citation format 83 FR 30285 (June 28, 2018) means the June 28, 2018 publication of Volume 83, commencing at page 30285, of the Federal Register. This short format for any given federal register will be used throughout this document for brevity.

amended, the amendment of section 30333.2, by virtue of section 30336.1(*l*)), would allow field-radiography operations to use these newer personnel dosimeters.

The regulations that implement, interpret, and make specific the provisions of the Radiation Control Law are identified in 17 CCR §§ 30100 through 30395. The proposed changes are explained as follows:

Amend **Section 30194, Approval of Applications and Specific Terms and Conditions for Specific Licenses,** to maintain compatibility with the NRC's amendment of 10 CFR 30.34(g), designated by the NRC as compatibility category B requiring Agreement States to adopt an essentially identical provision. (83 FR 33095 (July 16, 2018).) Existing subsection (g) is redesignated subsection (h), without change, to maintain a coherent structure, resulting in no regulatory effect.

Amend **Section 30195, Special Requirements for Issuance of Specific Licenses,** to update the date of incorporation from Jan. 1, 2013 to Jan. 1, 2021 so as to maintain compatibility with the NRC's changes to 10 CFR 35 made under 83 FR 33095 (July 16, 2018) and 85 FR 33527 (June 2, 2020), and to make nonsubstantial changes.

Amend **Section 30195.2, Special Requirements for Issuance of Specific Licenses - Emergency Plans,** to update the date of incorporation from January 1, 2013 to January 1, 2021, and to make nonsubstantial changes. The NRC has made no changes to 10 CFR 30.32(i) and 30.72, incorporated by reference in this section.

Amend **Section 30196, Special Requirements for Issuance of Specific Licenses to Manufacture or Transfer Certain Items Containing Radioactive Material,** to update the date of incorporation from January 1, 2013 to January 1, 2021 so as to maintain compatibility with the NRC's change to 10 CFR 32.72, and to make nonsubstantial changes. The NRC has designated the changes to 10 CFR 32.72 as compatibility category B (83 FR 33095 (July 16, 2018)), requiring Agreement States to adopt an essentially identical provision.

Amend **Section 30220, Special Requirements for Issuance of Specific Licenses—Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material,** to update the date of incorporation from January 1, 2016 to January 1, 2021 so as to maintain compatibility with the NRC's changes to 10 CFR 37 made under the following Federal Registers, and to make nonsubstantial changes.

- 83 FR 30285 (June 28, 2018)
- 84 FR 63565 (November 18, 2019)
- 84 FR 65639 (November 29, 2019)

Amend **Section 30253, Standards for Protection Against Radiation,** to update the date of incorporation of 10 CFR 20 from January 1, 2013 to January 1, 2021, and to make nonsubstantial changes. The NRC has made no changes to 10 CFR 20, incorporated by reference in this section. Though no regulatory effect occurs due to

only the publication date change, a regulatory effect occurs because section 30255(b)(2) requires all radiation users to conspicuously post a current copy of the regulations found in Subchapter 4, Chapter 5, Division 1 of Title 17 of the CCR (i.e., "this regulation" as defined in § 30100(y)). Thus, to comply with section 30255(b)(2), users must post the 2021 edition instead of the 2013 edition. Upon adoption of this proposal, the incorporated edition of 10 CFR 20 will be posted on the Department's website and be available on federal government websites upon publication of the January 1, 2021 edition.

Amend **Section 30336, Requirements for Shielded-Room Radiography,** to allow shielded-room radiography (X-ray machine) users to use electronic personnel dosimeters that do not require processing to determine the radiation dose.

Amend **Section 30348.3, Personnel Monitoring,** to achieve compatibility with the NRC's changes made to 10 CFR 39.65 under 85 FR 15347 (June 16, 2020). The NRC has designated this provision as compatibility category C, requiring agreement states to adopt equivalent regulations meeting the essential objective. This proposal adopts the provisions in an essentially identical manner to maintain consistency with other jurisdictions because well logging operations often cross state and federal jurisdictional boundaries. Maintaining uniformity between the several states reduces unnecessary burden on these operations.

Amend **Section 30373, Transportation Regulations,** to maintain compatibility with NRC's provisions in 10 CFR 71, the federal DOT regulations in 49 CFR cited in 10 CFR 71.5, and to make nonsubstantial changes.

Amend **Section 30394, Application for Participation,** to update reference to California's agreement with the NRC as specified in the Health and Safety Code, the NRC's guidelines for reviewing Agreement State radiation control programs, to update the authority and reference citations, and to make nonsubstantial changes.

Amend **Section 30395, Contract Authorizing Participation,** to update the section's authority and reference citations, resulting in no regulatory effect pursuant to 1 CCR § 100. No changes to the text are proposed.

Problem Statement

Existing Department regulations that address radioactive material do not address recent NRC regulatory changes, contain provisions that are out-of-date, and contain incorrect addresses, inconsistencies, and grammatical and capitalization errors.

Objectives (Goals) of the Regulation

The broad objectives of this proposed regulatory action are to:

- Ensure that the Department's regulations are compatible with those of the NRC and the DOT.

- Update and clarify existing regulations.

Anticipated Benefits

Anticipated benefits from this proposed regulatory action are:

- Continued protection of the public health and safety, worker safety, and the environment, as provided for by the Legislature in the following provisions: HSC §§ 114705; 114740; 114755; 114965; 114970; 115000; 115230; and 115235.

- Continued compatibility with the standards and regulatory programs of the NRC, as specified in HSC §§ 114965(a),[7] 115000(b), and 115235(article V).

- Continued maintenance of an orderly regulatory pattern within the State, among the States, and between the federal government and the State, as specified in HSC § 114965(b).

- Consistency with the regulatory programs of other States, as specified in HSC § 114965(c).

- An updating and clarification of existing regulations, and a deletion of unnecessary regulations.

Evaluation as to Whether the Proposed Regulations are Inconsistent or Incompatible with Existing State and Federal Regulations

The Department evaluated this proposal to determine whether the proposed regulations are inconsistent or incompatible with existing State regulations. This evaluation included a review of both the Department's existing general regulations and those regulations specific to the regulatory control of radioactive material. Some inconsistencies in those specific regulations were found, and are addressed in this proposal. An Internet search of other state agency regulations was also performed. It was determined that no other state regulation addressed the same subject matter, and that this proposal was not inconsistent or incompatible with other state regulations. Therefore, the Department has determined that this proposal, if adopted, would not be inconsistent or incompatible with existing State regulations.

DOCUMENTS INCORPORATED BY REFERENCE

These proposed regulations incorporate by reference the January 2021 versions of 10 CFR 20; 30.32(i); 30.72; 32; 35; 35.65; 37; and 71. In addition, federal Department of Transportation (DOT) regulations (Title 49, CFR) cited in 10 CFR 71.5, as of January 1, 2021, are proposed to be incorporated by reference. These proposed regulations also make nonsubstantial corrections.

[7] This short format "HSC § 131055" for a given Health and Safety Code section will be used throughout this document for brevity.

MANDATED BY FEDERAL LAW OR REGULATIONS

Not applicable.

OTHER STATUTORY REQUIREMENTS

None.

LOCAL MANDATE

None

DISCLOSURES REGARDING THE PROPOSED ACTION

FISCAL IMPACT ESTIMATES

Cost to any local agencies or school districts that must be reimbursed pursuant to Section 17561 of Government Code:
None

The cost or savings to any state agency:
For entities subject to the Radiation Control Law, as described in "Cost Impacts on Representative Person or Business." For the CDPH, absorbable and averted costs resulting in an overall savings due to averted costs.

Other Nondiscretionary Cost or Savings Imposed on Local Agencies:
None

Costs or Savings in Federal Funding to the State:
None

HOUSING COSTS

The Department has determined that the proposed regulations would not have an impact on housing costs.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT DIRECTLY AFFECTING BUSINESS, INCLUDING ABILITY TO COMPETE

The Department has made an initial determination that the proposed regulations would not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

STATEMENT OF THE RESULTS OF THE ECONOMIC IMPACT ASSESSMENT (EIA)

The Department has determined that the proposed regulations would not significantly affect the following:

A. The creation or elimination of jobs within the state.

B. The creation of new businesses or the elimination of existing businesses within the state.

C. The expansion of businesses currently doing business within the state.

The Department has determined that the proposed regulations would significantly affect the following:

D. The benefits of the regulation to the health and welfare of California residents, worker safety, and the state's environment. The proposal increases and strengthens the health and welfare of California residents, worker safety, and protection of the State's environment, because it addresses compatibility with the NRC through restructuring, clarifying, and updating existing regulations, as intended by the Legislature, as follows:

- Continues protection of the public health and safety, worker safety, and the environment, as established by the Legislature in the following provisions: o HSC §§ 114705, 114740, 114755, 114965, 114970, 115000, 115230, and 115235.
- Maintains compatibility with the standards and regulatory programs of the NRC, as specified in HSC §§ 114965(a), 115000(b), and 115235 (article V).
- Maintains consistency with the regulatory programs of other states, as specified in HSC § 114965(c).
- Maintains an orderly regulatory pattern within the State, among the States, and between the federal government and the State, as specified in HSC § 114965(b).
- Initiates and administers programs of surveillance and control of those activities that could lead to the introduction of radioactive materials into the environment, as specified in HSC § 114705.
- Updates and clarifies existing regulations and deletes unnecessary regulations.

COST IMPACTS ON REPRESENTATIVE PERSON OR BUSINESS

- For the following types of RAM licensees:
  - Medical use and nuclear pharmacy licensees:
    - one-time implementation costs = $889 per licensee.
    - annual costs = $112 per licensee.
  - Industrial Radiography = Savings of $1,684 per licensee.
  - Well Logging = Savings of $1,684 per licensee.
- For the following X-ray Machine registrants:
  - Shielded-room radiography = Savings of $302 per registrant.

- Field Radiography = Savings of $302 per registrant.
  - If Registrant performs both types of radiography, savings are not cumulative.

BUSINESS REPORTING REQUIREMENTS

The Department has determined that this proposed regulation would require businesses to submit a report and that the report is necessary for the health, safety, and welfare of the people of this state.

EFFECT ON SMALL BUSINESS

The Department has determined that the proposed regulations affect small business because they will be legally required to comply with the regulation and may incur a detriment from the enforcement of the regulation.

SPECIFIC TECHNOLOGIES OR EQUIPMENT

None.

CONSIDERATION OF ALTERNATIVES

The Department must determine that no reasonable alternative it considered or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The Department invites interested persons to present alternatives with respect to the proposed regulation either during the public comment period or at the public hearing (if scheduled).

TECHNICAL, THEORETICAL, AND/OR EMPIRICAL STUDIES, REPORTS OR DOCUMENTS RELIED UPON

Reference 1. *Adequacy and Compatibility of Agreement State Programs*, Management Directive 5.9 as published in Volume 5: Governmental Relations and Public Affairs. https://scp.nrc.gov/procedures/md0509.pdf accessed on May 26, 2020.

Reference 2. *Integrated Materials Performance Evaluation Program (IMPEP)*, Management Directive 5.6 as published in Volume 5: Governmental Relations and Public Affairs. https://scp.nrc.gov/procedures/md0506.pdf accessed on May 26, 2020.

Reference 3. NRC Procedure SA-200, *Compatibility Categories and Health and Safety Identification for NRC Regulations and Other Program Elements – SA – 200.* https://scp.nrc.gov/procedures/sa200.pdf accessed on May 26, 2020.

Reference 3a. NRC Procedure SA-201, *Review of State Regulatory Requirements – SA – 201.* https://scp.nrc.gov/procedures/sa201.pdf accessed on May 26, 2020.

Reference 4. Regulatory Analysis for Final Rule: Amendments to Medical Use of Byproduct Material Regulations (10 CFR Parts 30, 32, and 35) (83 FR 33046 (July 16, 2018)) https://www.nrc.gov/docs/ML1612/ML16124B034.pdf accessed July 29, 2020.

CONTACT PERSON

Inquiries regarding the substance of the proposed regulations described in this notice may be directed to Phillip Scott, of the Radiological Health Branch, at (916) 440-7978 or Phillip.scott@cdph.ca.gov.

All other inquiries concerning the action described in this notice may be directed to Veronica Rollin, Office of Regulations, at (916) 445-2529 or to the designated backup contact person, Hannah Strom-Martin at (916) 440-7371.

In any inquiries or written comments, please identify the action by using the Department regulation package identifier, DPH-20-017.

AVAILABILITY STATEMENTS

The Department has prepared and has available for public review an initial statement of reasons for the proposed regulations, all the information upon which the proposed regulations are based, and the text of the proposed regulations. The Office of Regulations, 1415 L Street, Suite 500, Sacramento, CA 95814, will be the custodian of public records, including reports, documentation, and other material related to the proposed regulations (rulemaking file).

In order to request that a copy of this public notice, the regulation text, and the initial statement of reasons or alternate formats for these documents be mailed to you, please call (916) 445-2529 (or the California Relay Service at 711), send an email to regulations@cdph.ca.gov, or write to the Office of Regulations at the address previously noted. Upon specific request, these documents will be made available in Braille, large print, audiocassette, or computer disk.

The full text of any regulation which is changed or modified from the express terms of the proposed action will be made available by the Department's Office of Regulations at least 15 days prior to the date on which the Department adopts, amends, or repeals the resulting regulation.

Final Statement of Reasons

A copy of the final statement of reasons (when prepared) will be available upon request from the Office of Regulations.

INTERNET ACCESS

Materials regarding the action described in this notice (including this public notice, the text of the proposed regulations, and the initial statement of reasons) that are available via the Internet may be accessed at www.cdph.ca.gov by clicking on these links, in the following order: Decisions Pending & Opportunities for Public Participation, Proposed Regulations.