

# WASTE MANAGEMENT AND RADIATION CONTROL BOARD

## Executive Summary

### Final Adoption for Rules R313-19 and R313-22

June 9, 2016

<b>What is the issue before the Board?</b>	<p>The Board is being asked to adopt the changes to R313-19-13, <i>Exemptions</i>, and selected sections of R313-22, <i>Specific Licenses</i>, that were published in the May 1, 2016 edition of the <i>Utah State Bulletin</i> and set an effective date of June 10, 2016.</p>
<b>What is the historical background or context for this issue?</b>	<p>During the April 14, 2016 Board meeting, the Board approved for public comment, the filing and publication of rule changes requested by the Nuclear Regulatory Commission (NRC) in a letter dated November 13, 2015. For compatibility with the corresponding federal radioactive materials regulations, the NRC requested the removal of selected references to the federal Atomic Energy Act and the correction of certain rule citations along with the proper location of a specific paragraph.</p> <p>The proposed changes were published in the May 1, 2016 edition of the <i>Utah State Bulletin</i>, initiating a 30-day public comment period. The comment period ended on June 1, 2016. No comments were received.</p> <p>A copy of the rule changes can be found in the meeting packet for the April 14, 2016 Board meeting.</p>
<b>What is the governing statutory or regulatory citation?</b>	<p>The Board is authorized under Subsection 19-3-104(4)(b) to make rules to meet the requirements of federal law and maintain primacy from the Federal government. The proposed rule changes also meet existing DEQ and state rulemaking procedures.</p>
<b>Is Board action required?</b>	<p>Yes, Board action is required for final adoption of the rule changes to R313-19-13, <i>Exemptions</i> and selected sections of R313-22, <i>Specific Licenses</i>, and set an effective date.</p>
<b>What is the Division Director's recommendation?</b>	<p>The Director recommends the Board adopt the rule changes to R313-19-13, <i>Exemptions</i> and selected sections of R313-22, <i>Specific Licenses</i>, as published in the May 1, 2016 edition of the <i>Utah State Bulletin</i>, and set an effective date of June 10, 2016.</p>
<b>Where can more information be obtained?</b>	<p>For questions or additional information, please call Rusty Lundberg at (801) 536-4257 or by email at <a href="mailto:rlundberg@utah.gov">rlundberg@utah.gov</a>.</p>