

STATE OF COLORADO

Bill Ritter, Jr., Governor
James B. Martin, Executive Director

Dedicated to protecting and improving the health and environment of the people of Colorado

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Colorado Department
of Public Health
and Environment

NOTICE OF PUBLIC RULE-MAKING HEARING BEFORE THE COLORADO BOARD OF HEALTH

NOTICE is hereby given pursuant to the provisions of Section 24-4-103, C.R.S., that the Colorado Board of Health will conduct a public rule-making hearing on **October 21, 2009** in the Sabin-Cleere Conference Room of the Colorado Department of Public Health and Environment, Bldg. A., First Floor, 4300 Cherry Creek Drive South, Denver, Colorado to consider promulgation of **amendments to 6 CCR 1007-1, Rules and Regulations Pertaining to Radiation Control, Part 1 - General Provisions**. The Board meeting commences in the morning. For the specific time this hearing is scheduled, please consult the meeting agenda on the Board's Web site at <http://www.cdphe.state.co.us/op/bh/index.html> on or after Friday, October 9, 2009, or call 303-692-3464.

The purpose of this hearing is to receive public comments on proposed amendments to Rules and Regulations Pertaining to Radiation Control, Part 1 – General Provisions. The proposed amendments primarily include, but are not limited to, the addition of new definitions and revision/clarification of existing definitions. The proposed amendments include the addition of several personnel-related definitions of importance to facilities that use radiation machines and radioactive materials, in particular in the healing arts. These include “Radiation Safety Officer” (RSO), “qualified expert” (QE) for radiation shielding design, “qualified inspector” (QI) and “qualified trainer” (QT). The proposed amendments also include reformatting, renumbering and various editorial changes.

The proposed rules have been developed by the Radiation Control Program, Hazardous Materials and Waste Management Division (“Division”), Colorado Department of Public Health and Environment, pursuant to Sections 25-1.5-101(1)(I), 25-1-108(1)(c)(I), and 25-11-104, C.R.S.

The proposed rules incorporate by reference the following materials: International Commission On Radiological Protection (ICRP) Publication 23, *Report Of The Task Group On Reference Man*, 1975 and also *Title 10, Energy – 10 CFR Part 150, Code of Federal Regulations (CFR)*, U.S. Government Printing Office, January 1, 2009 and *Title 49, Transportation - 49 CFR Parts 100-189 and 390-397*, U.S. Government Printing Office, October 1, 2009. Such incorporation does not include later amendments to or editions of the referenced material. As specified in Section 1.4 of the Rules and Regulations Pertaining to Radiation Control, copies of the complete text of the incorporated materials may be examined at any state publications library and are available for interlibrary loan.

Copies of the proposed rules and incorporated materials are available for public inspection during regular business hours at the Division Record Center and will be provided at cost upon request for non-copyrighted material by contacting the Colorado Department of Public Health and Environment, Hazardous Materials and Waste Management Division HMWMD-RM-B2, 4300 Cherry Creek Drive South, Denver, CO 80246-1530, 303-692-3300. The proposed amendments will also be available on the Board's Web site at <http://www.cdphe.state.co.us/op/bh/index.html> under “Notices of Upcoming Public Rulemaking Hearings and Draft Proposed Rules”.

The Board encourages all interested persons to participate in the hearing by providing written data, views, or comments, or by making oral comments at the hearing. At the discretion of the Chair, oral testimony at the hearing may be limited to five minutes or less depending on the number of persons wishing to comment.

The Board requests submission of written materials at least seven days prior to the hearing date, to allow the Board sufficient time to review the comments prior to the meeting. Persons wishing to submit written comments or views should submit them to:

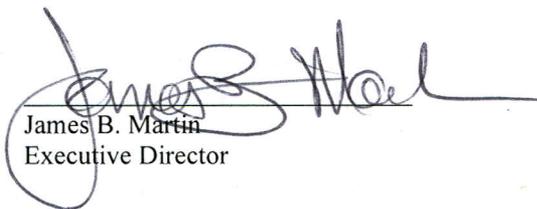
Colorado Board of Health
ATTN: Linda Shearman, Program Assistant
Colorado Department of Public Health and Environment
4300 Cherry Creek Drive South EDO-A5
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FAX: 303-691-7702, e-mail: linda.shearman@state.co.us

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The proposed revisions to be considered at the hearing, together with the proposed statement of basis and purpose, specific statutory authority and regulatory analysis , will be available for inspection at the above address by any person at least five working days prior to the hearing.

Dated this 31st day of August 2009.



James B. Martin
Executive Director