

STATE OF COLORADO

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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 6 – X-rays in the Healing Arts (new title: X-ray Imaging in the Healing Arts)**. 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 6 – X-rays in the Healing Arts (new title: X-ray Imaging in the Healing Arts)*. The proposed changes comprise a major revision of Part 6 in order to correspond with the 2009 revisions to Part F of the *Suggested State Regulations for Control of Radiation (SSRCR)* of the Conference of Radiation Control Program Directors, Inc. The proposed amendments include additions and revisions to Part 6 in order to update and clarify Colorado's requirements for adequate radiation safety training and experience for individuals working with radiation machines. In addition, the proposed amendments 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 25-1-108, 25-1.5-101(1)(I), and 25-11-104, C.R.S.

The proposed rules incorporate by reference the materials listed on Attachment 6-1. 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 at 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."

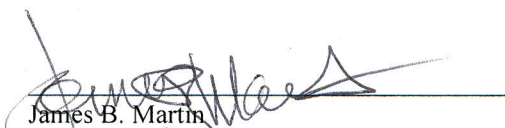
The Board encourages all interested persons to participate in the hearing by providing written data, views, or comments, or by making oral comments at the hearing. At the discretion of the Chair, oral testimony at the hearing may be limited to five minutes or less depending on the number of persons wishing 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
Denver, Colorado 80246-1530

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

ATTACHMENT 6-1:

List of Materials Incorporated by Reference in proposed Part 6 of the *Rules and Regulations Pertaining to Radiation Control*.

The proposed revision to Part 6, Imaging in the Healing Arts, incorporates by reference the following materials. Such incorporation does not include later amendments to or editions of the referenced materials. 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.

1. *Code of Federal Regulations* (CFR), Title 21, Food and Drugs, 21 CFR 900 and 21 CFR 1020, U.S. Government Printing Office, April 1, 2009
2. AAPM Online Report 03, "Assessment of Display Performance for Medical Imaging Systems", AAPM Online Report No. 03 by Task Group 18 of the American Association of Physicists in Medicine (April 2003).
3. AAPM Report 4, "Basic Quality Control In Diagnostic Radiology", AAPM Report No. 4 by the Diagnostic Radiology Committee, Task Force on Quality Assurance Protocol of the American Association of Physicists in Medicine (November 1977).
4. AAPM Report 74, "Quality Control in Diagnostic Radiology", AAPM Report No. 74 by Task Group 12 of the Diagnostic X-ray Imaging Committee of the American Association of Physicists in Medicine (July 2002).
5. AAPM Report 93, "Acceptance Testing and Quality Control of Photostimulable Storage Phosphor Imaging Systems", AAPM Report No. 93 by Task Group 10 of the Radiography and Fluoroscopy Subcommittee of the Diagnostic Imaging Council CT Committee of the American Association of Physicists in Medicine (October 2006).
6. AAPM Report 96, "The Measurement, Reporting, and Management of Radiation Dose in CT", AAPM Report No. 96 by Task Group 23 (CT Dosimetry) of the Radiography and Fluoroscopy Subcommittee of the Diagnostic Imaging Council CT Committee of the American Association of Physicists in Medicine (January 2008).
7. NCRP Report 147, National Council on Radiation Protection and Measurements Report No. 147, "Structural Shielding Design for Medical Imaging Facilities" (November 2004).