

December 12, 2014

Ms. Nancy Parr, EH&S License Manager
Westinghouse Electric Co., LLC
Nuclear Fuel Division
5801 Bluff Road
Hopkins, SC 29061-9121

SUBJECT: APPROVAL OF WESTINGHOUSE EXEMPTION FROM TITLE 10 OF THE *CODE OF FEDERAL REGULATIONS*, PART 20.1703(c)(5) (TECHNICAL ASSIGNMENT CONTROL NUMBER L33340)

Dear Ms. Parr:

The Westinghouse Electric Company (Westinghouse) requested that the U.S. Nuclear Regulatory Commission (NRC) approve an exemption from Title 10 of the *Code of Federal Regulations*, (10 CFR) 20.1703(c)(5). After reviewing the request dated July 18, 2014, the NRC is approving the exemption request for the reasons discussed in the enclosed Safety Evaluation Report.

Accordingly, Westinghouse is exempted from requiring a physician to make the determination that a person is medically able to use respiratory protection equipment. Instead, Westinghouse may allow a licensed nurse practitioner to make such a determination, provided that it's respiratory protection program is designed by, and under the supervision of, a physician.

This exemption is applicable to special nuclear materials license SNM-1107 at the Columbia Fuel Fabrication Facility. The exemption will be incorporated in the SNM-1107 license when the license is next amended.

This letter concludes the action on the exemption request and closes the assigned Technical Assignment Control Number L33340.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records System component of the NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

N. Parr

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If you have any questions regarding this matter, please contact Christopher Ryder of my staff at (301) 287-0651, or via e-mail to Christopher.Ryder@nrc.gov.

Sincerely,

/RA/

Craig Erlanger, Deputy Director
Division of Fuel Cycle Safety, Safeguards,
and Environmental Review
Office of Nuclear Material Safety
and Safeguards

Enclosure:
Safety Evaluation Report

cc: M. Gutman, Westinghouse

N. Parr

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Enclosure:
Safety Evaluation Report

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