

1 15A NCAC 11 .0117 is proposed for amendment as follows:

2
3 **15A NCAC 11 .0117 INCORPORATION BY REFERENCE**

4 (a) For the purpose of the rules in this Chapter, the following rules, standards and other requirements are hereby
5 incorporated by reference including any subsequent amendments and editions:

- 6 (1) Appendix A, Appendix B, Appendix C, and Appendix G to 10 CFR Parts 20.1001 - 20.2401;
- 7 (2) 10 CFR Part 21, 10 CFR Part 30.1, 30.4, 30.10, 10 CFR ~~Part 31~~, Part 31 except 31.5, 10 CFR Part
8 32.2, 32.13, 32.24, 32.110, 32.201, 32.210, ~~10 CFR Part 32~~, Subpart J of 10 CFR Part 35, 10 CFR
9 35.50, 35.51, 35.55, 35.57, 35.59, 35.190, 35.290, 35.390, 35.392, 35.394, 35.396, 35.432, 35.433,
10 35.457, 35.490, 35.491, 35.500, 35.590, Subpart H of 10 CFR Part 35, 35.1000, 10 CFR Part 36,
11 10 CFR Part 40 except 40.12(b), 40.23, 40.27, 40.28, 40.31(j-m), 40.32(d), and parts of (e)
12 pertaining to uranium enrichment, and (g), 40.33, 40.38, 40.41(d), (e)(1), (e)(3), (g), (h),
13 40.51(b)(6), 40.64, 40.66-67; and 10 CFR Part 50;
- 14 ~~(3) 10 CFR Part 61, 10 CFR Part 70, 10 CFR Part 71, 10 CFR Part 73, 10 CFR Part 110, 10 CFR Part~~
15 ~~140 and 10 CFR Part 150;~~
- 16 (3) 10 CFR Part 61 except 61.16, 61.23(i),(j), 10 CFR Part 70 except 70.1 (c), (d), (e), 70.13-14,
17 70.20(a), (b), 70.21(a)(1), (c), (f-h), 70.22(b), (c), (f-n), 70.23 (a)(6-12), (b), 70.23a, 70.24,
18 70.25(a)(1), 70.31(c-e), 70.32(a)(1), (a)(4-7), (b)(1), (b)(3), (b)(4)(c-k), 70.37, 70.40, 70.42(b)(6),
19 70.44, 70.51(c), 70.52, 70.55(c), 70.59-62, 70.64-66, 70.72-74, 70.76, 70.82, 10 CFR Part 71.0,
20 71.1, 71.2, 71.3, 71.13, 71.4, 71.5, 71.8, 71.14(a), 71.15, 71.17(a) – (e), 71.20, 71.21, 71.22, 71.23,
21 71.47, Subpart G of 10 CFR Part 71, 10 CFR 71.101(a) – (c)(1), 71.101(f), 71.101(g), 71.103,
22 71.105, 71.127, 71.129, 71.131, 71.133, 71.135, 71.137, Appendix A to 10 CFR Part 71, and 10
23 CFR Part 150 except 150.3 Definition: Foreign Obligations, 150.7, 150.10, 150.14, 150.15,
24 150.15a, 150.16-17, 150.17a, 150.19, 150.21;
- 25 (4) 21 CFR Part 1010, 21 CFR Part 1020 and 21 CFR Part 1040;
- 26 (5) 39 CFR Part 14 and 39 CFR Part 15;
- 27 (6) Postal Service Manual (Domestic Mail Manual) Section 124.3 [incorporated by reference in 39
28 CFR Section 111.11];
- 29 (7) 40 CFR Part 261;
- 30 (8) 49 CFR Parts 100-189;
- 31 (9) "Agreement Between the United States Atomic Energy Commission and the State of North
32 Carolina for Discontinuance of Certain Commission Regulatory Authority and Responsibility
33 within the State Pursuant to Section 274 of the Atomic Energy Act of 1954, as Amended", signed
34 July 21, 1964;
- 35 (10) "Standards and Specifications for Geodetic Control Networks (September 1984);
- 36 (11) "Geometric Geodetic Survey Accuracy Standards and Specifications for Geodetic Surveys Using
37 GPS Relative Positioning Techniques";

- 1 (12) "Reference Man: Anatomical, Physiological and Metabolic Characteristics" (ICRP Publication
2 No. 23) of the International Commission on Radiological Protection;
- 3 (13) "10 CFR, Chapter 1, Commission Notices, Policy Statements, Agreement States, 46 FR 7540";
4 and
- 5 (14) American National Standard ~~N432-1980~~ N43.9 "Radiological Safety for the Design and
6 Construction of Apparatus for Gamma Radiography".

7 (b) The rules, standards and other requirements incorporated by reference in Paragraph (a) of this Rule are available
8 for inspection at the ~~Department of Environment and Natural Resources, Division of Radiation Protection Agency~~ at
9 the address listed in Rule .0111 of this Section. Except as noted in the Subparagraphs of this Paragraph, copies of
10 the rules, standards and other requirements incorporated by reference in Paragraph (a) of this Rule may be obtained
11 from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 at a cost as
12 follows:

- 13 (1) Three dollars (\$3.00) for the appendixes listed in Subparagraph (a)(1) of this Rule, available from
14 the ~~Division of Radiation Protection Agency~~;
- 15 (2) ~~Twenty-five~~ Sixty-Seven dollars (~~\$25.00~~) (\$67.00) for the regulations listed in Subparagraph
16 (a)(2) of this Rule in a volume containing 10 CFR Parts ~~0-50~~ 1-50;
- 17 (3) ~~Eighteen dollars~~ Sixty-Four (~~\$18.00~~) (\$64.00) for the regulations listed in Subparagraph (a)(3) of
18 this Rule in a volume containing 10 CFR Parts 51-199;
- 19 (4) ~~Eighteen dollars~~ Sixty-Six (~~\$18.00~~) (\$66.00) for the regulations listed in Subparagraph (a)(4) of
20 this Rule in a volume containing 21 CFR Parts 800-1299;
- 21 (5) ~~Sixteen dollars~~ Forty-Seven (~~\$16.00~~) (\$47.00) for the regulations listed in Subparagraph (a)(5) of
22 this Rule in a volume containing 39 CFR;
- 23 (6) Thirty-six dollars (\$36.00) for the manual listed in Subparagraph (a)(6) of this Rule;
24 http://pe.usps.gov/text/dmm300/dmm300_landing.htm
25
- 26 (7) ~~Thirty-one~~ Fifty-Six dollars (~~\$31.00~~) (\$56.00) for the regulations listed in Subparagraph (a)(7) of
27 this Rule in a volume containing 40 CFR Parts 260-299;
- 28 (8) For the regulations listed in Subparagraph (a)(8) of this Rule:
29 (A) ~~Twenty-three~~ Seventy dollars (~~\$23.00~~) (\$70.00) for a volume containing 49 CFR Parts
30 100-177; and
31 (B) ~~Seventeen~~ Seventy dollars (~~\$17.00~~) (\$70.00) for a volume containing 49 CFR Parts 178-
32 199;
- 33 (9) One dollar (\$1.00) for the agreement in Subparagraph (a)(9) of this Rule, available from the
34 ~~Division of Radiation Protection Agency~~;
- 35 (10) Two dollars and eighty-five cents (\$2.85) for the standards and specifications in Subparagraph
36 (a)(10) of this Rule, available from the National Geodetic Information Center, N/CG174,
37 Rockwall Building, Room 24, National Geodetic Survey, NOAA, Rockville, MD 20852;

1 (11) Two dollars and eighty-five cents (\$2.85) for the standards and specifications in Subparagraph
2 (a)(11) of this Rule, available from the National Geodetic Information Center, NCG174, Rockwall
3 Building, Room 24, National Geodetic Survey, NOAA, Rockville, MD 20852;

4 (12) ~~One hundred and five~~ Two Hundred Eighteen dollars ~~(\$105.00)~~ (\$218.00) for the ICRP
5 Publication No. 23 in Subparagraph (a)(12) of this Rule, available from Pergamon Press, Inc.,
6 Maxwell House, Fairview Park, Elmsford, NY 10523;

7 (13) Two dollars (\$2.00) for the document in Subparagraph (a)(13) of this Rule, available from the
8 ~~Division of Radiation Protection;~~ Agency;

9 (14) ~~Thirty eight dollars~~ Twenty-Five plus five dollars shipping and handling ~~(\$43.00)~~ (\$30.00) for the
10 American National Standard ~~N432-1980~~ N43.9 in Subparagraph (a)(14) of this Rule, available
11 from the American National Standards Institute, Inc., 1430 Broadway, New York, New York
12 10018, telephone number (212) 642-4900.

13 (c) Nothing in this incorporation by reference of 10 CFR Part 61 in Subparagraph (a)(3) of this Rule shall limit or
14 affect the continued applicability of G.S. 104E-25(a) and (b).

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16 *History Note: Authority G.S. 104E-7; 104E-15(a); 150B-21.6;*

17 *Eff. June 1, 1993;*

18 *Temporary Amendment Eff. August 20, 1994, for a period of 180 days or until the permanent rule*
19 *becomes effective, whichever is sooner;*

20 *Amended Eff. October 1, 2013; November 1, 2007; August 1, 2002; April 1, 1999; August 1, 1998;*
21 *May 1, 1995.*