



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor
KODY H. KINSLEY • Secretary
MARK PAYNE • Director, Division of Health Service Regulation

MEMORANDUM

DATE: April 1, 2024
TO: Interested Parties
FROM: Taylor Corpening, Rule Review Manager
RE: Proposed Amendment of Radiation Protection Commission Rules – 10A NCAC 15 .0801-.0808

GS 150B-21.2 requires a rule-making body to notify certain individuals of its intent to adopt a rule. It also requires notification of the date, time and location of the public hearing on the rule and any fiscal analysis that has been prepared in connection with the proposed rule. These eight rules are being amended as part of the readoption process from the periodic review of Chapter 10A NCAC 15.

The North Carolina Radiation Protection Commission has submitted form OAH 0300 to the Codifier of Rules, Office of Administrative Hearings, indicating its intent to proceed with the following rule-making actions:

10A NCAC 15 Radiation Protection

10A NCAC 15 .0801	Purpose and Score	(Amend)
10A NCAC 15 .0802	Definitions	(Amend)
10A NCAC 15 .0803	Equipment Requirements <u>Personnel Requirements</u>	(Amend)
10A NCAC 15 .0804	Area Requirements <u>Operating Requirements</u>	(Amend)
10A NCAC 15 .0805	Operating Requirements <u>Area Requirements</u>	(Amend)
10A NCAC 15 .0806	Personnel Requirements <u>Equipment Requirements</u>	(Amend)
10A NCAC 15 .0807	Permanent Radiographic Installations and Industrial Radiography <u>RGDS Security Screening for Government Use Only</u>	(Amend)
10A NCAC 15 .0808	Applicable Rules for Bomb Detection <u>RGDS Other Equipment Requirements</u>	(Amend)

Approval of the fiscal analysis for these rules was obtained from the Office of State Budget and Management on January 11, 2024 in accordance with G.S. 150B-21.4.

The proposed rule text is attached to this memo. The rules were published in today’s April 1, 2024 edition of the N.C. Register which can be found at the Office of Administrative Hearings web site at <https://www.oah.nc.gov/rules-division/north-carolina-register>.

A public hearing is scheduled for May 15, 2024 at 2:00 p.m. in Room 026, Edgerton Building, 809 Ruggles Drive, Raleigh, NC 27603. The building is in the Dorothea Dix Park. Ms. Taylor Corpening,

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

OFFICE OF THE DIRECTOR

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AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

DHSR Rule-Review Manager, is accepting public comments on these rules and fiscal analysis from April 1, 2024 through May 31, 2024, close of business. Comments will also be accepted in person at the public hearing. The proposed effective date of these rules is October 1, 2024.

A copy of the proposed rules, fiscal analysis, and instructions for submitting comment can be found at the Division of Health Service Regulation web site at <https://info.ncdhhs.gov/dhsr/ruleactions.html>.

Please feel free to contact the Radiation Protection Section at (919) 814-2250, should you have questions related to this memorandum or the proposed rule text and fiscal note.

Enclosures

cc: Mark Payne, Director, Health Service Regulation
Emery Milliken, Deputy Director, DHSR
Raj Premakumar, Assistant General Counsel, DHHS
James Albright, Radiation Protection Section
Louis Brayboy, Acting Chief, Radiation Protection Section
Dr. Carmine Plott, PhD, CHP, Chair, N.C. Radiation Protection Commission