

1 10A NCAC 15 .0108 is proposed for re adoption with substantive changes as follows:

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3 **10A NCAC 15 .0108 ADDITIONAL REQUIREMENTS ENFORCEMENT**

4 ~~(a) The agency may, by license condition, registration condition, or order, when not in conflict with any law, waive~~
 5 ~~any requirement in these Rules or impose additional requirements in accordance with 46 FR 7540 as it deems~~
 6 ~~appropriate or necessary to minimize danger to public health, safety or property. Such additional requirements are~~
 7 ~~subject to appeal procedures contained in Section 15A NCAC 1B .0200.~~

8 ~~(b) The Commission may by rule require radioactive material licensees to procure and file with the department such~~
 9 ~~bond, insurance or other security as the Commission deems necessary to protect the state from costs for emergency~~
 10 ~~response and perpetual maintenance.~~

11 Any person is subject to administrative penalties pursuant to provisions of the Act for the following:

12 (1) willful violation or failing to comply with provisions of this Chapter; or

13 (2) refusal of an inspection in accordance with .0106(a) of this Section or impounding in accordance
 14 Rule .0107 of this Section.

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16 *History Note: Authority G.S. 104E-2; 104E-7; ~~104E-18; 104E-11; 104E-14; 10 C.F.R. Chapter 1, Commission~~*
 17 *Notices, Policy Statements, Agreement States, 46 F.R. 7540; 104E-(24);*

18 *Eff. February 1, 1980;*

19 *Transferred and Recodified from 10 NCAC 3G .2208 Eff. January 4, 1990;*

20 *Amended Eff. June 1, 1993;*

21 *Transferred and Recodified from 15A NCAC 11 .0108 Eff. February 1, ~~2015; 2015;~~*

22 *Readopted Eff. May 1, 2025.*