

1 10A NCAC 15 .0306 is proposed for readoption with substantive changes as follows:

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3 **10A NCAC 15 .0306**     ~~TYPES OF LICENSES: GENERAL AND SPECIFIC~~ **SPECIFIC LICENSES:**  
4                                    **SEALED SOURCES IN INDUSTRIAL RADIOGRAPHY AND RADIATION**  
5                                    **SAFETY REQUIREMENTS FOR INDUSTRIAL RADIOGRAPHIC**  
6                                    **OPERATIONS**  
7

8 ~~(a) General licenses provided in this Section are effective without the filing of applications with the agency or the~~  
9 ~~issuance of licensing documents to the general licensee, although registration with the agency may be required by the~~  
10 ~~particular general license. The general license is subject to all other applicable rules in this Chapter and any limitations~~  
11 ~~contained in a general license document, if issued.~~

12 ~~(b) Specific licenses require the submission of an application to the agency and the issuance of a licensing document~~  
13 ~~by the agency. The licensee is subject to all applicable rules of this Chapter as well as any limitations and requirements~~  
14 ~~specified in the licensing document.~~

15 (a) Persons conducting industrial radiography using radioactive materials shall comply with the requirements of 10  
16 CFR 34, which are hereby incorporated by reference including subsequent amendments and editions, except for: 10  
17 CFR 34.5, 34.8, 34.121, and 34.123. Copies of these regulations are available free of charge at  
18 <https://www.nrc.gov/reading-rm/doc-collections/cfr/part034/>.

19 (b) Applications required by 10 CFR 34 shall be made on forms provided by the agency. Applications and supporting  
20 material shall be submitted to the agency by e-mail at [Licensing.RAM@dhhs.nc.gov](mailto:Licensing.RAM@dhhs.nc.gov), or at the address shown in Rule  
21 .0111 of this Chapter in lieu of the NRC:

22            (1)     Persons applying for new radioactive materials licenses, or for the renewal of existing radioactive  
23                                    materials licenses, shall submit an Application for Radioactive Materials License. The following  
24                                    information shall appear on the application:

- 25                                    (A)     legal business name and mailing address;
- 26                                    (B)     physical address(es) where radioactive material shall be used or possessed. The application  
27                                    shall indicate if radioactive materials shall be used at temporary jobsites;
- 28                                    (C)     the name, telephone number, and e-mail address of the Radiation Safety Officer;
- 29                                    (D)     the name, telephone number, and e-mail address of the individual to be contacted about the  
30                                    application. If this individual is same as the Radiation Safety Officer, the application may  
31                                    so state;
- 32                                    (E)     the application shall indicate if the application is for a new license, or for the renewal of an  
33                                    existing license, by marking the corresponding check box;
- 34                                    (F)     if the application is for the renewal of an existing license, the license number shall be  
35                                    provided on the application;
- 36                                    (G)     applicants shall indicate the type and category of license as shown on the form by marking  
37                                    the corresponding check box; and

1 (H) the printed name, title, and signature of the certifying official. The certifying official shall  
2 be an individual employed by the business or licensee, who is authorized by the licensee  
3 to sign license applications on behalf of the business or licensee.

4 (2) Persons applying for an amendment to an existing license shall submit an Application for  
5 Amendment of Radioactive Materials and Accelerator Licenses. The following information shall  
6 appear on the application:

7 (A) the license number;

8 (B) amendment number of the current license;

9 (C) expiration date of the license;

10 (D) licensee name as it currently appears on the license;

11 (E) the name, telephone number, and e-mail address of the Radiation Safety Officer;

12 (F) the name, telephone number, and e-mail address of the individual to be contacted about the  
13 application. If this individual is same as the Radiation Safety Officer, item 5b on the  
14 application may be left blank;

15 (G) applicants shall provide a description of the action requested by marking the corresponding  
16 checkbox in item 6a. If the check box next to "Other" is marked in item 6a, provide a brief  
17 description of the action requested in the space provided in item 6b;

18 (H) explanation of the action requested; and

19 (I) the printed name, title, and signature of the certifying official. The certifying official shall  
20 be an individual employed by the business or licensee who is authorized by the licensee to  
21 sign license applications on behalf of the business or licensee.

22 (3) Applications specified in this Rule are available at:  
23 [www.ncradiation.net/rms/rmsforms2.htm\(Rev01\).htm](http://www.ncradiation.net/rms/rmsforms2.htm(Rev01).htm)

24 (c) Reports of leaking sealed sources required by 10 CFR 34.27 shall be made to the agency at the address shown in  
25 Rule ~~0111~~ .0111(a) of this Chapter in lieu of the NRC.

26 (d) Notifications required by 10 CFR 34.101, including notifications of source disconnects, shall be made to the  
27 agency at the address shown in Rule ~~0111~~ .0111(a) of this Chapter in lieu of the NRC. In addition to the information  
28 required by 10 CFR 34.101(b), notifications of devices with failed or worn through S-tubes shall contain the serial  
29 number and storage location of the device, whether the device has been disposed of or returned to the manufacturer,  
30 and whether personnel contamination occurred.

31 (e) Requests for exemption under 10 CFR 34.111 shall be made to the agency as specified in Paragraph (b) of this  
32 Rule.

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34 *History Note: Authority G.S. 104E-7; 104E-10(b);*

35 *Eff. February 1, 1980;*

36 *Amended Eff. January 1, 2005;*

37 *Transferred and Recodified from 15A NCAC 11 .0306 Eff. February 1, ~~2015~~ 2015;*

