

1 10A NCAC 15 .0305 is proposed for amendment as follows:

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3 **10A NCAC 15 .0305 SPECIFIC DOMESTIC LICENSES OF BROAD SCOPE FOR BYPRODUCT**
4 **MATERIAL**

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6 (a) To reconcile differences between this Rule and the incorporated sections of 10 CFR 33 and to effectuate their joint
7 enforcement, the following words and phrases shall be substituted for the language of 10 CFR 33:

- 8 (1) A reference to “NRC” or “Commission” means the "Agency;"
9 (2) A reference to “NRC or agreement state” means the “Agency or agreement state.”

10 (b) Persons who have established administrative controls and provisions relating to organization and management,
11 procedures, record keeping, material control and accounting, and management review that are necessary to assure safe
12 operations in compliance with the rules of this Chapter shall comply with the provisions of 10 CFR 33, which are
13 hereby incorporated by reference including subsequent amendments and editions, as follows:

- 14 (1) 10 CFR 33.1, "Purpose and scope;"
15 (2) 10 CFR 33.11(a), "Types of specific licenses of broad scope;"
16 (3) 10 CFR 33.12, "Applications for specific licenses of broad scope," except that the requirements of
17 Paragraph ~~(b)~~(c) of this Rule shall be met;
18 (4) 10 CFR 33.13, "Requirements for the issuance of a Type A specific license of broad scope;"
19 (5) 10 CFR 33.16, "Application for other specific licenses;" and
20 (6) 10 CFR ~~33.17(a)~~;33.17(a) and (b), "Conditions of specific licenses of broad scope."

21 ~~(b)~~(c) Applications shall be made on forms provided by the agency. One copy of the application and supporting
22 material shall be submitted to the agency by e-mail at Licensing.RAM@dhhs.nc.gov, or at the address shown in Rule
23 ~~.0111~~.0111(a) of this Chapter in lieu of the United States Nuclear Regulatory Commission:

- 24 (1) Persons applying for new radioactive materials licenses, or for the renewal of existing radioactive
25 materials licenses, shall submit an Application for Radioactive Materials License. The instructions
26 for completing the application printed on the application form shall be followed. The following
27 information shall appear on the application:
28 (A) legal business name and mailing address;
29 (B) physical address(es) where radioactive material shall be used or possessed. The application
30 shall indicate if radioactive materials shall be used at temporary jobsites;
31 (C) the name, telephone number, and e-mail address of the Radiation Safety Officer;
32 (D) the name, telephone number, and e-mail address of the individual to be contacted about the
33 application. If this individual is same as the Radiation Safety Officer, the application shall
34 so state;
35 (E) the application shall indicate if the application is for a new license, or for the renewal of an
36 existing license, by marking the corresponding check box;

- 1 (F) if the application is for the renewal of an existing license, the license number shall be
2 provided on the application;
- 3 (G) applicants shall indicate the type and category of license as shown on the form by marking
4 the corresponding check box; and
- 5 (H) the printed name, title, and signature of the certifying official. The certifying official shall
6 be an individual employed by the business or licensee, who is authorized by the licensee
7 to sign license applications on behalf of the business or licensee.

8 (2) Persons applying for an amendment to an existing license shall submit an Application for
9 Amendment of Radioactive Materials and Accelerator Licenses. The instructions for completing the
10 application printed on the application form shall be followed. The following information shall
11 appear on the application:

- 12 (A) the license number;
- 13 (B) amendment number of the current license;
- 14 (C) expiration date of the license;
- 15 (D) licensee name as it currently appears on the license;
- 16 (E) the name, telephone number, and e-mail address of the Radiation Safety Officer;
- 17 (F) the name, telephone number, and e-mail address of the individual to be contacted about the
18 application. If this individual is same as the Radiation Safety Officer, item 5b on the
19 application shall be left blank;
- 20 (G) applicants shall provide a description of the action requested by marking the corresponding
21 checkbox in item 6a. If the check box next to "Other" is marked in item 6a, provide a brief
22 description of the action requested in the space provided in item 6b;
- 23 (H) explanation of the action requested; and
- 24 (I) the printed name, title, and signature of the certifying official. The certifying official shall
25 be an individual employed by the business or licensee who is authorized by the licensee to
26 sign license applications on behalf of the business or licensee.

27 (3) Applications specified in this Rule are available at:
28 [https://radiation.ncdhhs.gov/rms/rmsforms2.htm\(Rev01\).htm](https://radiation.ncdhhs.gov/rms/rmsforms2.htm(Rev01).htm).

29 ~~(e)~~(d) Copies of the regulations incorporated by this Rule are available free of charge at [https://www.nrc.gov/reading-](https://www.nrc.gov/reading-rm/doc-collections/cfr/part033/)
30 [rm/doc-collections/cfr/part033/](https://www.nrc.gov/reading-rm/doc-collections/cfr/part033/).

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32 *History Note: Authority G.S. 104E-7; 104E-10(b); 104E-20;*
33 *Eff. February 1, 1980;*
34 *Amended Eff. October 1, 2013; April 1, 1999; June 1, 1993; October 1, 1982; September 1, 1981;*
35 *Transferred and Recodified from 15A NCAC 11 .0305 Eff. February 1, 2015;*
36 *Amended Eff. March 1, 2017;*
37 *Readopted Eff. May 1, ~~2024~~2024;*

