

1 10A NCAC 15 .0306 is proposed for amendment as follows:

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3 **10A NCAC 15 .0306 SPECIFIC LICENSES: SEALED SOURCES IN INDUSTRIAL Radiography AND**  
4 **RADIATION SAFETY REQUIREMENTS FOR INDUSTRIAL RADIOGRAPHIC**  
5 **OPERATIONS**  
6

7 (a) To reconcile differences between this Rule and the incorporated sections of 10 CFR 34 and to effectuate their joint  
8 enforcement, the following words and phrases shall be substituted for the language of 10 CFR 34:

9 (1) A reference to “NRC” or “Commission” means the “Agency;” and,

10 (2) A reference to “NRC or agreement state” means the “Agency or agreement state.”

11 ~~(a)~~(b) Persons conducting industrial radiography using radioactive materials shall comply with the requirements of  
12 10 CFR 34, which are hereby incorporated by reference including subsequent amendments and editions, except ~~for~~for  
13 10 CFR 34.5, 34.8, 34.121, and 34.123. Copies of these regulations are available free of charge at  
14 <https://www.nrc.gov/reading-rm/doc-collections/cfr/part034/>.

15 ~~(b)~~(c) Applications required by 10 CFR 34 shall be made on forms provided by the agency. Applications and  
16 supporting material shall be submitted to the agency by e-mail to [Licensing.RAM@dhhs.nc.gov](mailto:Licensing.RAM@dhhs.nc.gov), or mailed to the  
17 address shown in Rule ~~0111.0111(a)~~ of this Chapter in lieu of the NRC:

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

21 (A) legal business name and mailing address;

22 (B) physical address(es) where radioactive material shall be used or possessed. The application  
23 shall indicate if radioactive materials shall be used at temporary jobsites;

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

25 (D) the name, telephone number, and e-mail address of the individual to be contacted about the  
26 application. If this individual is the same as the Radiation Safety Officer, the application  
27 shall so state;

28 (E) the application shall indicate if the application is for a new license, or for the renewal of an  
29 existing license, by marking the corresponding check box;

30 (F) if the application is for the renewal of an existing license, the license number shall be  
31 provided on the application;

32 (G) applicants shall indicate the type and category of license as shown on the form by marking  
33 the corresponding check box; and

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

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

4 (A) the license number;

5 (B) amendment number of the current license;

6 (C) expiration date of the license;

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

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

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

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

15 (H) explanation of the action requested; and

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

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

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

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

28 ~~(f)~~ Requests for exemption under 10 CFR 34.111 shall be made to the agency as specified in Paragraph ~~(b)~~(c) of  
29 this Rule.

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

32 *Eff. February 1, 1980;*

33 *Amended Eff. January 1, 2005;*

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

35 *Readopted Eff. May 1, 2025-2025;*

36 *Amended Eff. October 1, 2026.*