

2010
RATIONALE FOR REVISIONS

PART C
LICENSING OF RADIOACTIVE MATERIAL

Part C of the Control of Radiation Control Program Directors (CRCPD), Suggested State Regulations (SSR) was last revised in 2008. The Nuclear Regulatory Commission (NRC) performed a review of these regulations and submitted a letter on April 9, 2008 in which they outlined 12 comments.

This revision updates Part C with regards to these comments and brings Part C in line with NRC's 10 CFR corresponding regulations. This revision also brings the regulations up to date in relation to the NRC's Regulation Action Tracking System (RATS) ID numbers: 2006-1, 2006-3, 2007-1, 2007-2 and 2007-3.

We respectfully submit Part C for final review and approval by the CRCPD board.

Specific Provisions

1. Section C.1: added "manufacture, produce"
2. Section C.4.a.i: added "and iv"
3. Section C.4.a.ii: deleted "the NRC and licensing state" and added "10 CFR 32.11"
4. Section C.4.a.iv: deleted "an agreement state" and "or the Atomic Energy Commission"
5. Section C.4.b: added "through v"
6. Section C.4.b.iv: deleted "or Licensing State"
7. Section C.4.v: inserted new section
8. Section C.4.c: renumbered parts of section
9. Section C.4.c.i(1): deleted "the licensee" and added "such person"
10. Section C.4.c.i(1)(b): deleted section
11. Section C.4.c.i(1)(c): added "manufactured before December 17, 2007"
12. Section C.4.c.i(1)(d): deleted section
13. Section C.4.c.i(1)(e): added "manufactured before December 17, 2007"
14. Section C.4.c.i(1)(f): deleted section
15. Section C.4.c.i(1)(i): inserted new section
16. Section C.4.c.ii(3): inserted new section
17. Section C.4.c.iii(1): deleted "or a Licensing State", "of this chapter" and added new verbiage
18. Section C.4.c.iii(2): deleted "or a Licensing State"
19. Section C.4.c.iii(3): inserted new section
20. Section C.4.c.iv: deleted section regarding resin containing scandium-46 and renumbered
21. Section C.20: deleted "Part Q"
22. Section C.21.e.ii: added "or initially transferred"
23. Section C.21.e.iv: added "shall"
24. Section C.21.e.iv(1) through (5): deleted "shall"
25. Section C.22.b: added new section
26. Section C.22.d.ii: deleted "or Licensing State"
27. Section C.22.d.iii(3)(b): deleted "or Licensing State"

28. Section C.22.d.iii(6): deleted “byproduct”
29. Section C.22.d.iii(8): inserted new verbiage
30. Section C.22.d.iii(13): inserted “3.7 MBq (0.1 mCi) of radium-226”
31. Section C.22.g: inserted “manufacture, production, transfer, receipt”
32. Section C.22.h.ii: deleted “him” and added “the licensee”
33. Section C.22.h.iii: deleted “him” and added “the licensee”
34. Section C.22.h.iv: deleted “him” and added “the licensee”
35. Section C.22.h.v: added “shall”
36. Section C.22.h.v(1) through (5): deleted “shall”
37. Section C.22.h.v(2): deleted label information and added new label information
38. Section C.22.h.v(4): deleted “or a Licensing State”
39. Section C.22.i.iii(4): deleted “or a Licensing State”
40. Section C.22.i.iv(1): deleted “or a Licensing State”
41. Section C.22.i.iv(2): deleted verbiage
42. Section C.22.i.v: deleted “by him”
43. Section C.22.k: added section
44. Section C.24.g: added verbiage and new section
45. Section C.24.h: added section
46. Section C.27: deleted “byproduct” and added “radioactive”
47. Section C.28.a: deleted and added new verbiage
48. Section C.28.b.i: deleted “byproduct” and added “radioactive”
49. Section C.28.b.iii(4)(a): deleted “Licensing State”
50. Section C.28.b.iv: deleted “Licensing State”
51. Section C.28.d.i: deleted “Licensing State”
52. Section C.28.d.i(3)(c): deleted and added verbiage
53. Section C.28.d.iii: deleted “or a Licensing State”
54. Section C.28.e.ii: deleted verbiage
55. Section C.28.f.i: added “for distribution”
56. Section C.28.f.iii: deleted and added verbiage
57. Section C.28.g: added section
58. Section C.28.h.iv: deleted and added verbiage
59. Section C.28.j.i: deleted and added verbiage
60. Section C.28.j.ii: deleted and added verbiage
61. Section C.28.k: deleted and added verbiage
62. Section C.31: added sections h and i
63. Section C.32.a: deleted “part”
64. Section C.36: deleted and added verbiage
65. Section C.40: deleted “Licensing State”
66. Section C.95.a: deleted “byproduct”
67. Section C.95.b: deleted “commission” and added “Agreement State”

Matters for future consideration

A petition regarding the generally licensed device rule (10 CFR 31.5 and 31.6) is currently being reviewed. If this petition is approved and the regulations amended, Part C would need to be revised as well. Several comments have been received that Part C is cumbersome and not user friendly. It has also been noticed that regulations in Part C are also contained in other Parts. Once this amendment is finalized the Part C working group would like to begin another review to enhance Part C's usability and ensure that licensing regulations are not also listed in other Parts.