

Incorporation by reference 10CFR Part 34

16.xxx Licenses for Industrial Radiography and Radiation Safety Requirements for Industrial Radiographic Operations

- (a) This section contains requirements for the issuance of a license authorizing the use of, sealed sources containing radioactive materials for persons using these sealed sources in industrial radiography, and depleted uranium shielding in a radiographic exposure device. This section also contains radiation safety requirements for industrial radiography. The requirements of this section are in addition to other requirements of this Part.
- (b) Any person that possesses or uses sealed sources for industrial radiography shall comply with the provisions of the following federal regulations, which are hereby incorporated by reference, with the same force and effect as if fully set forth at length herein: Title 10 of the Code of Federal Regulations, Part 34, Licenses for Industrial Radiography and Radiation Safety Requirements for Industrial Radiographic Operations, except as follows:
 - (1) Sections 34.1, 34.5, 34.8, 34.11, 34.43(a)(2), 34.45(a)(9), 34.111, 34.121 and 34.123 are excluded.
 - (2) Any reference to the Commission, NRC, NRC Regional Office or any office or individual thereof shall be deemed to be a reference to the New York State Department of Health, except for 34.20(a)(1), 34.27 (a)-(c) and (e), 34.41(c) and 34.43(a)(1).
 - (3) Reports and notifications required by 34.27(d) and 34.101 shall be reported to the Department by a means specified in 16.1(c) of this Part instead of to the NRC Director, Office of Nuclear Material Safety and Safeguards.
 - (4) In 34.20 “10 CFR part 71” is replaced with “Section 16.17”.
 - (5) In 34.25 “10 CFR 20” is replaced with “this Part”.
 - (6) In 34.33 (a)(1) “20.1601(a)(1) of this chapter” is replaced with “16.12(d)(1)(i)”.
 - (7) In 34.42(c)(1) “current 10 CFR part 20 of this chapter” and “10 CFR part 20” are replaced with “this Part”.
 - (8) In 34.42(c)(4) “20.2203 of this chapter” is replaced with “16.15(c)”.
 - (9) In 34.43 (b)(1) and (c)(1) “10 CFR parts 19 and 20, of this chapter” is replaced with “this Part”.
 - (10) In 34.43 (g)(4) is replaced to read: “The requirements of pertinent State and Federal regulations; and”
 - (11) In 34.45(a)(1), 10 CFR part 20 of this chapter “Standards for Protection Against Radiation” is replaced with “this Part”, and the word “person” is replaced with “individual”.

(12) In 34.53, “20.1902 of this chapter” is replaced with “section 16.12(b)(1)” and “20.1903 of this chapter” is replaced with “16.12(b)(2)”.

(13) In 34.89(a)(2) “10 CFR parts 19 and 20” is replaced with “this Part”.

(14) In 34.101(b) “10 CFR 20.2203” is replaced with “16.15(c).”