

Incorporation by reference 10CFR Part 39

16.xxx Licenses and radiation safety requirements for well logging

- (a). Any person conducting well-logging operations 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 39, Licenses and Radiation Safety Requirements for Well Logging, except as follows:
 - (1) Sections 39.1, 39.3, 39.5, 39.8, 39.11, 39.45, 39.91, 39.101, and 37.103 are excluded.
 - (2) Any reference to the Commission, NRC or NRC Regional Office shall be deemed to be a reference to the New York State Department of Health, except for:
 - (a) 39.35 (b) and (d),
 - (b) 39.41(f),
 - (c) 39.43 (c) - (e), and
 - (d) 39.51.
 - (3) Any reference to parts 19 and 20 shall be deemed to be a reference to this Part.
 - (4) Any reference to 20.1901(a) shall be deemed to be a reference to 16.12(a).
 - (5) Reports of events and notifications in 39.35(d)(2), 39.63(l) and 39.77 shall be reported to the Department, by means specified in 10 NYCRR 16.1(c), instead of to the NRC.
 - (6) 39.63(h) “20.1906 of this chapter” is replaced with “16.16”.
 - (7) 39.71(b) “20.1003 of this chapter” is replaced with “16.2”.
 - (8) 39.75(d) “71.5 of this chapter” is replaced with “16.17”.
 - (9) 39.77(b) “20.2201-20.2202, 20.2203” is replaced with “16.15”.
- (b) The requirements in this section do not relieve any person from the requirements in New York State Department of Environmental Conservation regulations

(6 NYCRR 380) for use of unsealed radioactive material for tracer studies in the environment.