902 KAR 100:040. General Provisions for Specific Licenses.

RELATES TO: KRS 211.842-211.852, 211.990(4), 10 C.F.R. 30 (14) STATUTORY AUTHORITY: KRS 194A.050, 211.090(3), 211.844 NECESSITY, FUNCTION, AND CONFORMITY: KRS 211.844 requires the Cabinet for Health and Family Services to promulgate administrative regulations for regulating and licensing the possession or use of sources of ionizing or electronic product radiation and the handling and disposal of radioactive waste. This administrative regulation establishes general provisions for the issuance of specific licenses to possess, use, or transfer radioactive material within Kentucky.

Section 1. Definitions. (1) "Cabinet" is defined by KRS 194A.005(1). (2) "Licensee" means a person who holds: (a) A specific license issued by the cabinet pursuant to 902 KAR 100:040 and this administrative regulation; (b) A specific license issued by the U.S. Nuclear Regulatory Commission or an Agreement state; or (c) A general license pursuant to 902 KAR 100:050 or equivalent regulations of the U.S. Nuclear Regulatory Commission or an Agreement state

Section 2. Applicability. This administrative regulation shall apply to a licensee. The licensee shall comply with 10 C.F.R. Part 30 except as established in subsections (1) and (2) of this section. (1) The licensee shall not be subject to 10 CFR parts: 30.6; 30.8; 30.10 b; 30.21(c); 30.34(d), (e)(1), & (e)(3); 30.41(b)(6); 30.55; 30.62; 30.63; or 30.64; (2) Reference to the commission or NRC shall be deemed to be a reference to the Cabinet, Department for Public Health, Radiation Health Branch

Section 3. Reporting of events or notifications. The required reporting of events or notifications to the Radiation Health Branch shall be directed to: (1) 275 East Main Street, Mailstop HS1C-A, Frankfort, Kentucky 40621; (2) (502) 564-3700, Monday through Friday from 8 a.m. to 4:30 p.m.; or (3) (800) 255-2587, at other hours. (42 Ky.R. 1669; eff. 2-5-2016.)