

**From:** [Ullrich, Betsy](#)  
**To:** [Thompson, Vince](#)  
**Subject:** a question about your May 13 email to the NRC re: gauge transfers  
**Date:** Thursday, June 16, 2022 10:43:00 AM  
**Attachments:** [ML13083A079 \(2\).pdf](#)

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There is no requirement for a 60-day notice of transfer, and no need for our approval of the transfer prior to it happening/

There is no requirement for a 60-day notice of an intent to decommission from licensed activities, unless you meet one of the criteria in 10 CFR 30.36(d)

(d) Within 60 days of the occurrence of any of the following, consistent with the administrative directions in § 30.6, each licensee shall provide notification to the NRC in writing of such occurrence, and either begin decommissioning its site, or any separate building or outdoor area that contains residual radioactivity so that the building or outdoor area is suitable for release in accordance with NRC requirements, or submit within 12 months of notification a decommissioning plan, if required by paragraph (g)(1) of this section, and begin decommissioning upon approval of that plan if—

- (1) The license has expired pursuant to paragraph (a) or (b) of this section; or
- (2) The licensee has decided to permanently cease principal activities, as defined in this part, at the entire site or in any separate building or outdoor area that contains residual radioactivity such that the building or outdoor area is unsuitable for release in accordance with NRC requirements; or
- (3) No principal activities under the license have been conducted for a period of 24 months; or
- (4) No principal activities have been conducted for a period of 24 months in any separate building or outdoor area that contains residual radioactivity such that the building or outdoor area is unsuitable for release in accordance with NRC requirements.

- Your license does not expire for another year;
- Even if you have decided to permanently cease activities, it is highly unlikely that your facilities are unsuitable for release;
- It may be that you have not conducted principal activities in 24 months but our inspection records indicate that you were very busy with the gauges.
- Ditto the previous 2 statements.

I will send you an acceptance of notification letter, but you will need a separate amendment request to terminate the license. You should use the 314 form, confirm if any of the devices leaked and caused contamination [or that no sources leaked]. You should provide us with documents confirming that the transferred devices were received by the transferee.

Betsy

Betsy Ullrich, Senior Health Physicist  
USNRC Region I  
475 Allendale Road  
King of Prussia, PA 19406  
610-337-5040 (office)  
240-704-4575 (cell)  
[Elizabeth.ullrich@nrc.gov](mailto:Elizabeth.ullrich@nrc.gov)