

4731.0200 GENERAL APPLICATIONS.**Subpart 1. Applicability.**

A. This chapter consists of rules for the regulation of radiation from radioactive materials, including source and special nuclear material not sufficient to form a critical mass and other nonpower plant radiation hazards. Except as otherwise specifically provided, this chapter applies to all persons who own, receive, possess, use, transfer, acquire, or dispose of any radioactive material.

B. Nothing in this chapter applies to a person to the extent that the person is subject to rules of the NRC or to sources in the possession of federal agencies.

C. Nothing in this chapter relieves a licensee from complying with applicable Food and Drug Administration requirements or any other federal and state requirements governing radioactive drugs or devices or any other toxic or hazardous properties of materials that may be disposed of under this chapter.

Subp. 2. Exemptions or variances. The commissioner may, according to parts 4717.7000 to 4717.7050, grant an exemption or variance from the requirements of this chapter, if it is determined to be authorized by law, would not endanger life or property, and is otherwise in the public interest.

Subp. 3. Responsibilities.

A. Responsibilities of licensees include compliance with applicable parts of this chapter that are consistent with each licensee's area of use.

B. It is the responsibility of each applicant or licensee to notify the commissioner of any change in information related to the regulated activity that has an impact on public health and safety according to this subpart. Notification must be provided to the commissioner within two working days of identifying the information. This item does not apply to information that a person is otherwise required to provide to the commissioner by other reporting requirements of this chapter.

C. Information provided to the commissioner by an applicant for a license must be complete and accurate in all material submitted.

Subp. 4. Submissions. Except as otherwise specified in this chapter, all communications and reports under this chapter must be addressed to or delivered in person to: Radioactive Materials Unit, Minnesota Department of Health, 625 Robert Street N, P.O. Box 64975, St. Paul, MN 55164-0975.

Subp. 5. Telephone notifications. Telephone notifications required by this chapter must be made to the Radioactive Materials Unit at 651-201-4400. If an immediate or 24-hour notification is required after business hours or if no one can be reached at the contact telephone number, notify the Minnesota duty officer at 651-649-5451 or 1-800-422-0798.

Statutory Authority: *MS s 144.1202; 144.1203*

History: *29 SR 755; 32 SR 831; 44 SR 239*

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