

4731.8115 ADVANCE NOTIFICATION OF SHIPMENT OF CATEGORY 1 QUANTITIES OF RADIOACTIVE MATERIAL.

Subpart 1. **Advanced notification required.** As specified in subparts 2 and 3, each licensee must provide advance notification to the commissioner and the governor of a state, or the governor's designee, of the shipment of licensed material in a category 1 quantity, through or across the boundary of the state, before the transport or delivery to a carrier for transport of the licensed material outside the confines of the licensee's facility or other place of use or storage.

Subp. 2. **Procedures for submitting advance notification.**

A. The notification must be made to the commissioner and to the office of each appropriate governor or governor's designee. The contact information, including telephone numbers and mailing addresses, of governors and governors' designees, is available on the NRC Web site at <http://nrc-stp.ornl.gov/special/designee.pdf>. A list of the contact information is also available upon request from the Director, Division of Intergovernmental Liaison and Rulemaking, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Notifications to the commissioner must be to the Radioactive Materials Unit, Minnesota Department of Health, 625 Robert Street N, P.O. Box 64975, St. Paul, MN 55164-0975, or e-mail at health.ram@state.mn.us.

B. A notification delivered by mail must be postmarked at least seven days before transport of the shipment commences at the shipping facility.

C. A notification delivered by any means other than mail must reach the commissioner at least four days before the transport of the shipment commences and must reach the office of the governor or the governor's designee at least four days before transport of a shipment within or through the state.

Subp. 3. **Information to be furnished in advance notification of shipment.** Each advance notification of shipment of category 1 quantities of radioactive material must contain the following information, if available at the time of notification:

A. the name, address, and telephone number of the shipper, carrier, and receiver of the category 1 radioactive material;

B. the license numbers of the shipper and receiver;

C. a description of the radioactive material contained in the shipment, including the radionuclides and quantity;

D. the point of origin of the shipment and the estimated time and date that shipment will commence;

E. the estimated time and date that the shipment is expected to enter each state along the route;

F. the estimated time and date of arrival of the shipment at the destination; and

G. a point of contact, with a telephone number, for current shipment information.

Subp. 4. Revision notice.

A. The licensee must provide any information not previously available at the time of the initial notification, as soon as the information becomes available but not later than commencement of the shipment, to the governor of the state or the governor's designee and to the commissioner.

B. A licensee must promptly notify the governor of the state or the governor's designee of any changes to the information provided under item A and subpart 3. The licensee must also immediately notify the commissioner of any such changes.

Subp. 5. Cancellation notice. Each licensee who cancels a shipment for which advance notification has been sent must send a cancellation notice to the governor of each state or to the governor's designee previously notified and to the NRC's Director, Division of Security Policy, Office of Nuclear Security and Incident Response. The licensee must send the cancellation notice before the shipment would have commenced or as soon thereafter as possible. The licensee must state in the notice that it is a cancellation and identify the advance notification that is being canceled.

Subp. 6. Records. The licensee must retain a copy of the advance notification and any revision and cancellation notices as a record for three years.

Statutory Authority: *MS s 144.1201; 144.1202; 144.1203; 144.1204; 144.1205*

History: *40 SR 145*

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