144.1205 RADIOACTIVE MATERIAL; SPECIAL NUCLEAR MATERIAL.

Subdivision 1. **Application and license renewal fee.** When a license is required for radioactive material or source or special nuclear material by a rule adopted under section 144.1202, subdivision 2, an application fee according to subdivision 4 must be paid upon initial application for a license. The licensee must renew the license 60 days before the expiration date of the license. The expiration date of a license is the date specified by rule of the commissioner of health.

Subd. 2. **Initial and annual fee.** (a) A licensee must pay an initial fee that is equivalent to the annual fee upon issuance of the initial license.

(b) A licensee must pay an annual fee at least 60 days before the anniversary date of the issuance of the license. The annual fee is as follows:

TYPE	LICENSE FEE
Academic broad scope - type A, B, or C	$34,500
Academic broad scope - type A, B, or C (4-8 locations)	$41,400
Academic broad scope - type A, B, or C (9 or more locations)	$48,300
Medical broad scope - type A	$34,500
Medical broad scope - type A (4-8 locations)	$41,400
Medical broad scope - type A (9 or more locations)	$48,300
Medical - diagnostic, diagnostic and therapeutic, mobile nuclear medicine, eye applicators, high dose rate afterloaders, and medical therapy emerging technologies	$6,600
Medical - diagnostic, diagnostic and therapeutic, mobile nuclear medicine, eye applicators, high dose rate afterloaders, and medical therapy emerging technologies (4-8 locations)	$7,900
Medical - diagnostic, diagnostic and therapeutic, mobile nuclear medicine, eye applicators, high dose rate afterloaders, and medical therapy emerging technologies (9 or more locations)	$9,200
Teletherapy	$15,500
Gamma knife	$15,500
Veterinary medicine	$3,500
In vitro testing lab	$3,500
Nuclear pharmacy	$15,300
Nuclear pharmacy (5 or more locations)	$18,300
Radiopharmaceutical distribution (10 CFR 32.72)	$6,700
Radiopharmaceutical processing and distribution (10 CFR 32.72)	$15,300

Radiopharmaceutical processing and distribution (10 CFR 32.72) (5 or more locations)	$18,300
Medical sealed sources - distribution (10 CFR 32.74)	$6,700
Medical sealed sources - processing and distribution (10 CFR 32.74)	$15,300
Medical sealed sources - processing and distribution (10 CFR 32.74) (5 or more locations)	$18,300
Well logging - sealed sources	$6,600
Measuring systems - (fixed gauge, portable gauge, gas chromatograph, other)	$3,800
Measuring systems - (fixed gauge, portable gauge, gas chromatograph, other) (4-8 locations)	$4,500
Measuring systems - (fixed gauge, portable gauge, gas chromatograph, other) (9 or more locations)	$5,200
X-ray fluorescent analyzer	$2,700
Manufacturing and distribution - type A broad scope	$34,500
Manufacturing and distribution - type A broad scope (4-8 locations)	$41,400
Manufacturing and distribution - type A broad scope (9 or more locations)	$48,300
Manufacturing and distribution - type B or C broad scope	$30,500
Manufacturing and distribution - type B or C broad scope (4-8 locations)	$36,600
Manufacturing and distribution - type B or C broad scope (9 or more locations)	$42,700
Manufacturing and distribution - other	$9,200
Manufacturing and distribution - other (4-8 locations)	$11,000
Manufacturing and distribution - other (9 or more locations)	$12,800
Nuclear laundry	$32,300
Decontamination services	$8,600
Leak test services only	$3,500
Instrument calibration service only	$3,500
Service, maintenance, installation, source changes, etc.	$8,600
Waste disposal service, prepackaged only	$10,400
Waste disposal	$14,400

Distribution - general licensed devices (sealed sources)	$3,100
Distribution - general licensed material (unsealed sources)	$2,000
Industrial radiography - fixed or temporary location	$17,200
Industrial radiography - fixed or temporary location (5 or more locations)	$22,300
Irradiators, self-shielding	$5,000
Irradiators, other, less than 10,000 curies	$9,300
Research and development - type A, B, or C broad scope	$16,500
Research and development - type A, B, or C broad scope (4-8 locations)	$19,800
Research and development - type A, B, or C broad scope (9 or more locations)	$23,100
Research and development - other	$7,800
Storage - no operations	$3,500
Source material - shielding	$1,100
Special nuclear material plutonium - neutron source in device	$6,400
Pacemaker by-product and/or special nuclear material - medical (institution)	$6,400
Pacemaker by-product and/or special nuclear material - manufacturing and distribution	$9,200
Accelerator-produced radioactive material	$6,700
Nonprofit educational institutions	$700

Subd. 3. **Fee categories; incorporation of federal licensing categories.** (a) Fee categories under this section are equivalent to the licensing categories used by the United States Nuclear Regulatory Commission under Code of Federal Regulations, title 10, parts 30 to 36, 39, 40, 70, 71, and 150, except as provided in paragraph (b).

(b) The category of "Academic, small" is the type of license required for the use of radioactive materials in a teaching institution. Radioactive materials are limited to ten radionuclides not to exceed a total activity amount of one curie.

Subd. 4. **Initial and renewal application fee.** A licensee must pay an initial and a renewal application fee according to this subdivision.

TYPE	APPLICATION FEE
Academic broad scope - type A, B, or C	$9,100
Medical broad scope - type A	$6,000

Medical - diagnostic, diagnostic and therapeutic, mobile nuclear medicine, eye applicators, high dose rate afterloaders, and medical therapy emerging technologies	$2,350
Teletherapy	$8,450
Gamma knife	$8,450
Veterinary medicine	$1,500
In vitro testing lab	$1,500
Nuclear pharmacy	$7,500
Radiopharmaceutical distribution (10 CFR 32.72)	$3,350
Radiopharmaceutical processing and distribution (10 CFR 32.72)	$7,500
Medical sealed sources - distribution (10 CFR 32.74)	$3,350
Medical sealed sources - processing and distribution (10 CFR 32.74)	$7,500
Well logging - sealed sources	$2,450
Measuring systems - (fixed gauge, portable gauge, gas chromatograph, other)	$1,500
X-ray fluorescent analyzer	$900
Manufacturing and distribution - type A, B, and C broad scope	$9,150
Manufacturing and distribution - other	$3,550
Nuclear laundry	$15,450
Decontamination services	$4,050
Leak test services only	$1,500
Instrument calibration service only	$1,500
Service, maintenance, installation, source changes, etc.	$4,050
Waste disposal service, prepackaged only	$3,450
Waste disposal	$2,350
Distribution - general licensed devices (sealed sources)	$1,350
Distribution - general licensed material (unsealed sources)	$800
Industrial radiography - fixed or temporary location	$4,050
Irradiators, self-shielding	$2,250
Irradiators, other, less than 10,000 curies	$4,550

Research and development - type A, B, or C broad scope	$7,600
Research and development - other	$3,700
Storage - no operations	$1,500
Source material - shielding	$250
Special nuclear material plutonium - neutron source in device	$1,850
Pacemaker by-product and/or special nuclear material - medical (institution)	$1,850
Pacemaker by-product and/or special nuclear material - manufacturing and distribution	$3,550
Accelerator-produced radioactive material	$6,300
Nonprofit educational institutions	$500

Subd. 5. **Penalty for late payment.** An annual fee or a license renewal fee submitted to the commissioner after the due date specified by rule must be accompanied by an additional amount equal to 25 percent of the fee due.

Subd. 6. **Inspections.** The commissioner of health shall make periodic safety inspections of the radioactive material and source and special nuclear material of a licensee. The commissioner shall prescribe the frequency of safety inspections by rule.

Subd. 7. **Recovery of reinspection cost.** If the commissioner finds serious violations of public health standards during an inspection under subdivision 6, the licensee must pay all costs associated with subsequent reinspection of the source. The costs shall be the actual costs incurred by the commissioner and include, but are not limited to, labor, transportation, per diem, materials, legal fees, testing, and monitoring costs.

Subd. 8. **Reciprocity fee.** A licensee submitting an application for reciprocal recognition of a materials license issued by another agreement state or the United States Nuclear Regulatory Commission for a period of 180 days or less during a calendar year must pay $3,200. For a period of 181 days or more, the licensee must obtain a license under subdivision 4.

Subd. 9. **Fees for license amendments.** A licensee must pay a fee of $800 to amend a license as follows:

(1) to amend a license requiring review including but not limited to addition of isotopes, procedure changes, new authorized users, or a new radiation safety officer; or

(2) to amend a license requiring review and a site visit including but not limited to facility move or addition of processes.

Subd. 10. **Fees for general license registrations.** A person required to register generally licensed devices according to Minnesota Rules, part 4731.3215, must pay an annual registration fee of $600.

History: *1Sp2001 c 9 art 1 s 29; 2002 c 379 art 1 s 113; 2004 c 236 s 1-4; 2007 c 85 s 1; 2021 c 30 art 3 s 11-15; 1Sp2025 c 3 art 1 s 27-31*