

**PROPOSED REGULATION OF THE ADMINISTRATOR OF THE
DIVISION OF INDUSTRIAL RELATIONS OF THE
DEPARTMENT OF BUSINESS AND INDUSTRY**

LCB File No. R034-04

March 4, 2004

EXPLANATION – Matter in *italics* is new; matter in brackets [~~omitted material~~] is material to be omitted.

AUTHORITY: § 1, NRS 439.150, 459.030 and 459.201.

A REGULATION relating to radioactive material; increasing fees for certain new or renewed specific licenses; and providing other matters properly relating thereto.

NOTE: Section 1 of this regulation was moved from section 7 of LCB File No. R149-03.

Section 1. NAC 459.310 is hereby amended to read as follows:

459.310 Except as otherwise provided in NAC 459.203, the Division will not issue a new specific license or a renewed specific license to a person until the appropriate nonrefundable fee has been paid to the Division, as prescribed in the following table:

Material and use	Fee
1. Special nuclear material:	
(a) As sealed source	[\$100] \$2,000

(b) In unsealed form	300 2,000
2. Source materials for other than milling operations	100 \$2,000
3. By-product material and radium:	
(a) Manufacturing items containing radioactive material for distribution.....	250
(b) Distribution of items containing radioactive material to general licensees	300
(c) Radiopharmacy	600
(d) Radiography, in plant, by a person who holds a license issued by this state	475
(e) Radiography, field, by a person who holds a license issued by this state	475
(f) Radiography by a person who holds a license issued by the Nuclear Regulatory Commission or an agreement state	475
(g) Irradiator, self shielded	150
(h) Irradiator, source exposed	300
(i) Academic, limited scope, per user	50
(j) Broad scope:	
(1) Academic	1,000
(2) Industrial	250
(k) Service:	
(1) By a person who holds a license issued by this state.....	100
(2) By a person who holds a license issued by the Nuclear Regulatory Commission or an agreement state	100

(l) Dew point checker.....	75
(m) Fixed gauge.....	100
(n) Foil.....	80
(o) In vitro.....	95
(p) Laboratory.....	115
(q) Laboratory, major radiochemical analysis.....	600
(r) Eye applicator (nonhuman use).....	85
(s) Ordnance testing.....	280
(t) Portable gauge, use by a person who holds a license issued by this state.....	90
(u) Portable gauge, use by a person who holds a license issued by the Nuclear Regulatory Commission or an agreement state.....	90
(v) Radioimmunoassay (research and development, distribution).....	335
(w) X-ray fluorescence analyzer.....	80
(x) All other uses of by product material and radium except those in subsections 4 to 8, inclusive.....	100
4. Waste disposal application and new license to operate a disposal area.....	
5. Well logging:	
(a) By a person who holds a license issued by this state.....	\$300
(b) By a person who holds a license issued by the Nuclear Regulatory Commission or an agreement state.....	300
6. Human use of radioactive material:	
(a) Teletherapy.....	\$250
(b) Nuclear medicine.....	385

(c) Brachytherapy.....	130
(d) Eye applicator.....	115
(e) Bone mineral analyzer.....	115
(f) General license for in vitro use.....	115
(g) For any combination of human uses, the highest fee of the applicable categories in paragraphs (b) to (f), inclusive.	
7. Civil defense.....	\$90
8. Evaluation of safety of device, product, or sealed source.....	\$500]
(a) <i>Manufacturing or distribution, or both</i>	\$2,000
(b) <i>Nuclear pharmacy</i>	6,000
(c) <i>Industrial radiography</i>	5,000
(d) <i>Category 1 irradiator</i>	1,500
(e) <i>Academic, broad scope</i>	8,000
(f) <i>Academic, other research and development</i>	1,200
(g) <i>Service or laboratory</i>	1,600
(h) <i>Fixed gauge</i>	1,000
(i) <i>Gas chromatograph</i>	450
(j) <i>In vitro</i>	95
(k) <i>Portable gauge or X-ray fluorescence analyzer</i>	1,200
(l) <i>All other uses of source material, special nuclear material, by- product material and radium except those set forth in subsections 4 to 7, inclusive</i>	1,000
4. <i>Well logging</i>	\$3,000

5. Medical use or veterinary use of radioactive material:	
(a) Medical use or veterinary use only	\$4,000
(b) With teletherapy.....	4,000
(c) With high dose remote afterloader.....	4,000
(d) With brachytherapy	3,000
(e) Teletherapy only	4,000
(f) High dose remote afterloader only	4,000
(g) Brachytherapy only	3,000
(h) General license for in vitro use.....	115
6. Civil defense	\$250
7. Any use of source material, special nuclear material, by-product	See
<i>material or radium by a person who holds a license issued by the Nuclear</i>	<i>appropriate fee</i>
<i>Regulatory Commission or any agreement state</i>	<i>category above</i>