

STATE OF ILLINOIS
DEPARTMENT OF NUCLEAR SAFETY

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Remarks:

We will try to fix the Appendix based on your verbal comments.

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

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To <u>S. Solomon</u>	From <u>J. Lynch</u>
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GENERAL SERVICES ADMINISTRATION

IF YOU HAVE QUESTIONS OR PROBLEMS RECEIVING THIS FAX,
PLEASE CALL THE PHONE NUMBER LISTED ABOVE.



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NOTICE OF PROPOSED AMENDMENT(S)

- 1) The radioactive material license and all documents referenced in the license:
- 2) Records maintained in accordance with 32 Ill. Adm. Code 340, Subpart L, inventory records, and any other records required by subsections (k) and (l) of this Section; and
- 3) Any other information required by the Department pursuant to the approval granted.

ee) Each person licensed by the Department pursuant to this Part shall confine use and possession of the material licensed to the locations and purposes authorized in the license.

fd) Each person issued a specific license pursuant to this Part shall maintain the license in accordance with the requirements of Section 330.320 of this Part ~~licensee shall notify the Department in writing prior to commencing activities to reclaim the licensed facility.~~

g) When temporary jobsites are authorized on a specific license, radioactive material may be used at temporary jobsites, in areas not under exclusive federal jurisdiction, throughout the State of Illinois.

AGENCY NOTE: Authorization for use of byproduct radioactive materials at jobsites under exclusive federal jurisdiction must be obtained from the United States Nuclear Regulatory Commission, either by filing a NRC Form-241 in accordance with 10 CFR 150.20(b), "Recognition of Agreement State Licenses," or by applying for a specific license from the NRC. Also, specific licenses issued by the Department do not authorize activities in other States. Before radioactive materials can be used at a temporary jobsite in another state, a license must be obtained from the appropriate state or federal regulatory agency.

h) Each person issued a specific license pursuant to this Part shall apply for an appropriate license amendment not later than 30 days after a Radiation Safety Officer permanently discontinues performance of duties under the license.

i) Each specific licensee shall notify the Department in writing, not later than 60 days after principal activities involving the use of radioactive materials, other than

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sealed sources, at the site or in a separate building or outdoor area have not occurred for a period of 2 years, and the licensee has not decontaminated the site or area.

AGENCY NOTE: Principal activities are those originally authorized on the license for that site or location. For example, licensees could not store radioactive material in an otherwise unused building to avoid end-of-use decommissioning, unless storage was a principal activity for that building.

This notification shall include a description of the location of the site, building or outdoor area; a plan for reclaiming of decommissioning these facilities (including a proposed schedule) to be acceptable for release in accordance with applicable regulations. The notification shall include an evaluation of any changes, if required, to financial assurance arrangements submitted in accordance with 32 Ill. Adm. Code 326. Upon approval of the plan by the Department, implementation shall begin within 6 months and be completed within 24 months of approval (unless the Department approves a different schedule).

AGENCY NOTE: 32 Ill. Adm. Code 340.1310 requires licensees to notify the Department no less than 30 days before vacating or relinquishing possession or control of premises which may have been contaminated with radioactive material.

j) Notification of Bankruptcy

- 1) Each specific or general licensee shall notify the Department, in writing, immediately following the filing of a voluntary or involuntary petition for bankruptcy under any Chapter of Title 11 (Bankruptcy) of the United States Code by or against;
 - A) The licensee;
 - B) An entity (as that term is defined in 11 U.S.C. 101) controlling the licensee or listing the license or licensee as property of the estate; or
 - C) An affiliate (as that term is defined in 11 U.S.C. 101) of the licensee.