June 21, 2006

10 CFR PART 19

Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Not Was a Comment Generated
§19.1	Purpose		D	N/A		
§19.2	Scope		D	N/A		
§19.3	Definitions					
	Act		D	N/A		
	Commission		D	N/A		
	Exclusion		D	N/A		
	License		[D]	N/A		
	Licensee		[D]	N/A		
	Restricted area	7:28-50	[A]	N		
	Sequestration	7:28-50	D	N/A		
	Worker	7:28-50	C	N		
§19.4	Interpretations	7:28-50	D	N/A		
§19.5	Communications		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Not Was a Comment Generated
§19.8	Information collection requirement: OMB approval		D	N/A		
§19.11	Posting of notices to workers	7:28-50, 7:28-50.1(d)and (e)	C	Y	N	For those facilities whose radioactive materials are solely licensed by the Department, NRC Form 3, "Notice to Employees" shall mean the Department's form RPP-14, "Notice to Employees, Standards for Protection Against Radiation" available from the Department. Those facilities who possess a license from the Department and the NRC for radioactive materials shall post both the NRC's Form 3 and the Department's form RPP-14.
§19.12	Instructions to workers	7:28-50	C	N		
§19.13	Notification and reports to individuals	7:28-50	C	N		
§19.14	Presence of representatives of licensees and workers during inspections	7:28-50	C	N		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Not Was a Comment Generated
§19.15	Consultation with workers during inspections	7:28-50	C	N		
§19.16	Requests by workers for inspections	7:28-50	C	N		
§19.17	Inspection not warranted; informal review	7:28-50	C	N		
§19.18	Sequestration of witnesses and exclusion of counsel in interviews conducted under subpoena		D	N/A		
§19.20	Employee protection		D	N/A		
§19.30	Violations		D	N/A		
§19.31	Application for exemptions		D	N/A		
§19.32	Discrimination prohibited		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Not Was a Comment Generated
§19.40	Criminal penalties		D	N/A		

10 CFR PART 20

Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1001	Purpose		D	N/A		
§20.1002	Scope		D	N/A		
§20.1003	Definitions					
	Absorbed Dose	7:28-1.4(a)	A	Y	N	New Jersey specifically defines that "absorbed dose" is energy imparted to matter at a place of interest. This is acceptable as it does not alter the technical meaning of the phrase. Second sentence should be plural, as "gray" is added.
	Act		D	N/A		
	Activity	7:28-1.4(a)	A	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Adult	7:28-1.4(b)	A	N		
	Airborne radioactive material	7:28-1.4(b)	A	N		
	Airborne Radioactivity area	7:28-1.4(b)	A	N		
	Air-purifying respirator	7:28-1.4(b)	B	N		
	ALARA	7:28-1.4(a)	A	Y	N	Rather than saying "in relation to utilization of nuclear energy and licensed materials...," New Jersey's definition states "in relation to utilization of radiation..." Technical meaning is not altered by difference.
	Annual Limit on Intake (ALI)	7:28-1.4(b)	A	N		
	Assigned Protection Factor (APF)	7:28-1.4(b)	B	N		
	Atmosphere-supplying respirator	7:28-1.4(b)	B	N		
	Background Radiation	7:28-1.4(a)	A	Y	N	New Jersey's definition also excludes "technologically enhanced naturally occurring radioactive materials." This is acceptable as it reflects the expanded regulatory responsibility of the State.

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Bioassay (radio bioassay)	7:28-1.4(b)	A	N		
	Byproduct material	7:28-1.4(b)	[A]	N		
	Class	7:28-1.4(b)	A	N		
	Collective Dose	7:28-1.4(b)	A	N		
	Commission		D	N/A		
	Committed dose equivalent	7:28-1.4(b)	A	N		
	Committed effective dose equivalent	7:28-1.4(b)	A	N		
	Constraint	7:28-1.4(b)	C	N		
	Controlled Area		D	N/A		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Critical group	N/A	B	Y	N	New Jersey has omitted a definition of "critical group." New Jersey does not use the phrase "critical group" in its regulations. Instead, New Jersey has the essential objective of "critical group" in their license termination regulations rather than specifying a definition. Although this definition is a Compatibility Category B, the paragraph where it is used in the NRC's regulations (20.1402) is Compatibility Category C; therefore, the State's approach is acceptable since the State's equivalent of 20.1402 meets the essential objectives.
	Declared Pregnant Woman	7:28-1.4(b)	A	N		
	Decommission	7:28-51.1	[C]	N		New Jersey incorporated NRC's definition by reference to 10 CFR 30.
	Deep-dose equivalent	7:28-1.4(b)	A	N		
	Demand respirator	7:28-1.4(b)	B	N		
	Department		D	N/A		
	Derived air concentration (DAC)	7:28-1.4(b)	A	N		
	Derived air concentration-hour (DAC-hour)	7:28-1.4(b)	A	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Disposable respirator	7:28-1.4(b)	B	N		
	Distinguishable from background	7:28-1.4(b)	B	N		
	Dose or radiation dose		D	N/A		
	Dose equivalent	7:28-1.4(a)	A	Y	Y	New Jersey states "...product of the absorbed dose in tissue quality factor, and..." New Jersey should say "...product of the absorbed dose in tissue, quality factor, and..." in their definition of "dose equivalent." New Jersey needs to make the above change in order to meet the Compatibility Category A designation assigned to 10 CFR 20.1003, definition of "dose equivalent." COMMENT GENERATED
	Dosimetry processor		D	N/A		
	Effective dose equivalent	7:28-1.4(b)	A	N		
	Embryo/fetus	7:28-1.4(b)	A	N		
	Entrance or access point	7:28-1.4(b)	C	N		
	Exposure		D	N/A		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	External dose		D	N/A		
	Extremity	7:28-1.4(b)	A	N		
	Filtering facepiece (dusk mask)	7:28-1.4(b)	B	N		
	Fit factor	7:28-1.4(b)	B	N		
	Fit test	7:28-1.4(b)	B	N		
	Generally applicable environmental radiation standards	7:28-1.4(b)	A- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority	N		State is not seeking authority to regulate uranium mill activities; however, State has adopted a compatible definition regardless. This is acceptable.
	Government agency		D	N/A		
	Gray	7:28-1.4(b)	See 10 CFR §20.1004	N		
	Helmet	7:28-1.4(b)	B	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	High radiation area	7:28-1.4(b)	A	N		
	Hood	7:28-1.4(b)	B	N		
	Individual	7:28-1.4(b)	A	N		
	Individual monitoring	7:28-1.4(b)	A	N		
	Individual monitoring devices	7:28-1.4(b)	C	N		
	Internal dose	7:28-1.4(b)	A	N		
	Lens dose equivalent	7:28-1.4(b)	A	N		
	License		D	N/A		
	Licensed material		D	N/A		
	Licensee		D	N/A		
	Limits	7:28-1.4(b)	A	N		
	Loose-fitting facepiece	7:28-1.4(b)	B	N		
	Lost or missing licensed material	7:28-1.4(b)	B	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Member of the public	7:28-1.4(b)	A	N		
	Minor	7:28-1.4(b)	A	N		
	Monitoring	7:28-1.4(b)	A	Y	N	State specifies that monitoring can be periodic or continuous, where NRC's definition does not specify. Technical meaning is not altered by difference.
	Negative pressure respirator	7:28-1.4(b)	B	N		
	Nonstochastic effect	7:28-1.4(b)	A	N		
	NRC		D	N/A		
	Occupational Dose	7:28-1.4(a)	A	Y	Y	New Jersey does not specifically exclude doses received from voluntary participation in medical research programs. New Jersey needs to make the above change in order to meet the Compatibility Category A designation assigned to 10 CFR 20.1003, definition of "occupational dose." COMMENT GENERATED

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Person	7:28-1.4(a)	[C]	Y	Y	New Jersey includes "...Government agency other than the NRC or the Department of Energy..." in their definition of "person." New Jersey should remove this language because other Federal Agencies would be regulated by the NRC. If New Jersey has issued licenses/registrations to other Federal Agencies for the use of non-AEA materials or machines, then inclusion of this language is acceptable. New Jersey needs to make the above change in order to meet the Compatibility Category [C] designation assigned to 10 CFR 20.1003, definition of "person." COMMENT GENERATED
	Planned special exposure		D	N/A		
	Positive pressure respirator	7:28-1.4(b)	B	N		
	Powered air-purifying respirator (PAPR)	7:28-1.4(b)	B	N		
	Pressure demand respirator	7:28-1.4(b)	B	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Public dose	7:28-1.4(b)	A	Y	N	State includes doses received from machine-produced radiation in their definition. This is acceptable as it reflects the expanded scope of the State's regulatory responsibilities.
	Qualitative fit test (QLFT)	7:28-1.4(b)	B	N		
	Quality Factor	7:28-1.4(b)	A	N		
	Quantitative fit test (QNFT)	7:28-1.4(b)	B	N		
	Quarter		D	N/A		
	Rad	7:28-1.4(b)	See 10 CFR §20.1004	N		
	Radiation	7:28-1.4(a)	A	Y	N	State includes sources of non-ionizing radiation in their definition. This is acceptable as it reflects the expanded scope of the State's regulatory responsibilities.
	Radiation area	7:28-1.4(a)	A	N		
	Reference man	7:28-1.4(b)	A	N		
	Rem	7:28-1.4(b)	See 10 CFR §20.1004	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Residual radioactivity	7:28-12.3	B	Y	Y	New Jersey states "...in accordance with the provisions of US NRC regulations at Title 10 CFR part 20". New Jersey should say "... in accordance with the provisions of US NRC regulations at Title 10 CFR part 20 **or the provisions of NJAC 7:28-11.4**." New Jersey needs to make the above change in order to meet the Compatibility Category B designation assigned to 10 CFR 20.1003, definition of "residual radioactivity." COMMENT GENERATED
	Respiratory protective device	7:28-1.4(b)	C	N		
	Restricted area	7:28-1.4(b)	A	N		
	Sanitary sewerage	7:28-1.4(b)	A	Y	N	State uses the phrase "domestic treatment works" to compatible with other NJDEP regulations. Definition is not word-for-word with NRC's; however, the technical meaning is equivalent.
	Self-contained breathing apparatus (SCBA)	7:28-1.4(b)	B	N		
	Shallow-dose equivalent	7:28-1.4(b)	A	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Sievert	7:28-1.4(b)	See 10 CFR §20.1004	Y	Y	State includes tables of quality factors and mean quality factors in the definition of Sievert. Comment generated with respective to 20.1004.
	Site boundary		D	N/A		
	Source Material	7:28-1.4(b)	[A]	N		
	Special Nuclear Material	7:28-1.4(b)	[A]	N		
	Stochastic effects	7:28-1.4(b)	A	N		
	Supplied-Air respirator (SAR) or airline respirator	7:28-1.4(b)	B	N		
	Survey	7:28-1.4(a)	A	Y	N	State includes sources of machine-produced radiation. This is acceptable as it reflects the expanded scope of the State's regulatory responsibilities.
	Tight-fitting facepiece	7:28-1.4(b)	B	N		
	Total Effective Dose Equivalent (TEDE)	7:28-1.4(b)	A	N		
	Unrestricted Area	7:28-1.4(b)	A	N		
	Uranium Fuel Cycle		D	N/A		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	User seal check (fit check)	7:28-1.4(b)	B	N		
	Very High Radiation Area	7:28-1.4(b)	A	N		
	Week		D	N/A		
	Weighting factor	7:28-1.4(b)	A	N		
	Whole body	7:28-1.4(b)	A	N		
	Working level (WL)	7:28-1.4(b)	A	N		
	Working level month (WLM)	7:28-1.4(b)	A	N		
	Year	7:28-1.4(b)	A	N		
§20.1004	Units of radiation dose	7:28-1.4(b)	A	N		
§20.1005	Units of radioactivity	7:28-1.4(b)	A	Y	N	Equivalent regulations can be found under the definition of "Curie."
§20.1006	Interpretations		D	N/A		
§20.1007	Communications		D	N/A		
§20.1008	Implementation		D	N/A		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1009	Information collection requirements: OMB approval		D	N/A		
§20.1101	Radiation protection programs	7:28-6.11	H&S	N		
§20.1101 (d)	Radiation protection programs	7:28-6.11(d)	C	N		
§20.1201	Occupational dose limits for adults	7:28-6.1	A	Y	Y	In NJAC 7:28-6.1(d), New Jersey incorrectly refers to NJAC 7:28-6.5. The correct reference is NJAC 7:28-8.9. In NJAC 7:28-6.1(f), New Jersey incorrectly refers to NJAC 7:28-6.4(e). The correct reference is NJAC 7:28-8.7(e). New Jersey must correct the references in order to meet the Compatibility Category A designation assigned to 20.1201. COMMENTS GENERATED.
§20.1202	Compliance with requirements for summation of external and internal doses	7:28-6.2	A	N		
§20.1203	Determination of external dose from airborne radioactive material	7:28-6.3	A	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1204	Determination of internal exposure	7:28-6.4	A	Y	Y	In NJAC 7:28-6.4(c)(2), New Jersey states that approval is the responsibility of the Commission. Approval should be delegated to the Department, as defined in NJAC 7:28-1.4(a). New Jersey must make the above noted change in order to meet the Compatibility Category A designation assigned tofor 20.1204. In NJAC 7:28-6.4(c)(3) and (e)(1), New Jersey refers to an "appendix to this subchapter;" however, there is not an appendix to the subchapter. All other references to the intended appendix direct the reader to Appendix B of 10 CFR 20. New Jersey must appropriately reference the proper appendix in order to meet the Compatibility Category A designation assigned to 20.1204. COMMENTS GENERATED
§20.1205	Reserved					
§20.1206	Planned special exposures		D			
§20.1207	Occupation dose limits for minors	7:28-6.6	A	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1208	Dose to an Embryo/fetus	7:28-6.7	A	Y	Y	In NJAC 7:28-6.7(a), New Jersey incorrectly refers to NJAC 7:28-8.8. The correct reference is NJAC 7:28-8.9. New Jersey must correct the reference in order to meet the Compatibility Category A designation assigned to 20.1208. COMMENT GENERATED
§20.1301 (a)(b)(c)	Dose limits for individual members of the public	7:28-6.8(a)-(c)	A	Y	Y	In NJAC 7:28-6.8(a), New Jersey does not specifically exclude doses received from voluntary participation in medical research programs. New Jersey needs to make the above change in order to meet the Compatibility Category A designation assigned to 10 CFR 20.1301(a). COMMENT GENERATED
§20.1301 (d)	Dose limits for individual members of the public	7:28-6.8(d)	C	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1301 (e)	Dose limits for individual members of the public	7:28-6.8(g)	A for States with authority to regulate U-mill activities and D for States without authority	N		State is not seeking authority to regulate uranium mill activities; however, State has adopted a compatible regulation regardless. This is acceptable.
§20.1301 (f)	Dose limits for individual members of the public	7:28-6.8(f)	D	N		
§20.1302 (a)(b)	Compliance with dose limits for individual members of the public	7:28-6.9(a) and (b)	H&S	N		
§20.1302 (c)	Compliance with dose limits for individual members of the public	7:28-6.9(c)	D	N		
§20.1401	General provisions and scope	7:28-12.1 and 12.2	C	Y	N	Differences are acceptable given the Compatibility Category C designation because the essential objectives are met.
§20.1402	Radiological criteria for unrestricted use	7:28-12.8	C	Y	N	State is more restrictive but still meets the essential objectives, which is acceptable given the Compatibility Category C designation.
§20.1403	Criteria for license termination under restricted use	7:28-12.8 and 12.9	C	Y	N	State is more restrictive but still meets the essential objectives, which is acceptable given the Compatibility Category C designation.

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1404	Alternate criteria for license termination	7:28-12.11	C	Y	Y	In 7:28-12.11(f), New Jersey directly states that Long Term Control licenses issued by the NRC are not valid. This is a contradiction to the criteria for an Agreement with the NRC, which requires reciprocal recognition of licenses issued by other jurisdictions. Failure to recognize an NRC license would essentially create a regulatory gap during the time between the signing of an Agreement and issuance of a New Jersey license. Retention of this paragraph could be grounds for denying an application for an Agreement with the NRC. New Jersey must remove the statement in 7:28-12.11(f) to ensure recognition of all types of licenses issued by other jurisdictions. COMMENT GENERATED
§20.1405	Public notification and public participation	7:28-12.12 (c)	C	Y	N	Differences are acceptable given the Compatibility Category C designation because the essential objectives are met.
§20.1406	Minimization of contamination	7:28-12.15	C	N		
§20.1501	Surveys and Monitoring - General	7:28-7.1	H&S	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1502	Conditions requiring individual monitoring of external and internal occupational dose	7:28-7.3	H&S	N		
§20.1601	Control of access to high radiation areas	7:28-10.3	H&S	Y	Y	In NJAC 7:28-10.3(c), New Jersey incorrectly refers to paragraph (a) of the same section. The correct reference is to paragraph (b) of that section. In NJAC 7:28-10.3(e), New Jersey incorrectly refers to paragraphs (a) and (c) of the same section. The correct references are to paragraphs (b) and (d) of that section. New Jersey must correct the above noted references in order to meet the Compatibility Category H&S designation assigned to 20.1601. COMMENTS GENERATED
§20.1602	Control of access to very high radiation areas	7:28-10.4	H&S	N		
§20.1701	Use of process or other engineering controls	7:28-7.5	H&S	N		
§20.1702	Use of other controls	7:28-7.6	H&S	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1703	Use of individual respiratory protection equipment	7:28-7.7	H&S	N		
§20.1704	Further restrictions on the use of respiratory protection equipment		D	N/A		
§20.1705	Application for use of higher assigned protection factors	7:28-7.9	B	N		
§20.1801	Security of stored material	7:28-9.5	H&S	N		
§20.1802	Control of material not in storage	7:28-9.6	H&S	N		
§20.1901	Caution signs	7:28-10.1	A	Y	N	New Jersey does not specifically have "Unless otherwise authorized by the Commission, the symbol prescribed by this part shall use the colors...". However, New Jersey has the authority to issue exemption to their regulations elsewhere in their regulations; therefore, it is not necessary to include the above mentioned text.
§20.1902	Posting requirements	7:28-10.2-6	A	N		
§20.1903	Exceptions to posting requirements		D	N/A		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.1904	Labeling containers	7:28-10.7	A	Y	Y	In 7:28-10.7(a), New Jersey has partial requirements for 20.1904(a) listed. Because they go on to adopt 20.1904(a) in its entirety in 7:28-10.7(b), New Jersey should delete 7:28-10.7(a) from their regulations to eliminate any duplication of regulation. New Jersey needs to delete 7:28-10.7(a) from their regulations to eliminate any duplication of regulation. COMMENT GENERATED
§20.1905	Exceptions to labeling requirements	7:28-10.10	A	N		
§20.1906	Procedures for receiving and opening packages	7:28-10.11	H&S	N		
§20.2001	General requirements (Waste Disposal)	7:28-11.1	C	N		
§20.2002	Method for obtaining approval of proposed disposal procedures		D	N/A		
§20.2003 (a)(1)	Disposal by release into sanitary sewerage	7:28-11.2	H&S	Y	N	Instead, of"sanitary sewer system," New Jersey uses "domestic treatment works" to be compatible with NJDEP Bureau of Pretreatment and Residuals regulations.
§20.2003 (a)(2)&(3)	Disposal by release into sanitary sewerage	7:28-11.2	A	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.2003 (a)(4)	Disposal by release into sanitary sewerage	7:28-11.2	C	Y	Y	New Jersey allows yearly release of 5 Curie (Ci) (185 GBq) of Carbon-14 into the "domestic treatment works" instead of the 1 Ci (37 GBq) allowed in 20.2003. New Jersey must at least be as restrictive as NRC requirements. New Jersey needs to adopt the 1 Ci annual release limit equivalent to 20.2003(a)(4) in order to meet the Compatibility Category C designation assigned to 20.2003(a)(4). COMMENT GENERATED
§20.2003 (b)	Disposal by release into sanitary sewerage		D	N/A		
§20.2004	Treatment or disposal by incineration		D	N/A		
§20.2005	Disposal of specific wastes		D	N/A		
§20.2006	Transfer for disposal and manifests	7:28-11.10	B	N		
§20.2007	Compliance with environmental and health protection regulations		D	N/A		
§20.2101	General provisions	7:28-8.1	C	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.2102	Records of radiation protection programs		D	N/A		
§20.2103	Records of surveys		D	N/A		
§20.2104	Determination of prior occupational dose		D	N/A		
§20.2105	Records of planned special exposures		D	N/A		
§20.2106 (a)&(e)	Records of individual monitoring results	7:28-8.9	C	N		
§20.2106 (b)(c)(d)(f)	Records of individual monitoring results		D	N/A		
§20.2107	Records of Dose to individual members of the Public		D	N/A		
§20.2108	Records of Waste Disposal		D	N/A		
§20.2110	Form of Records		D	N/A		
§20.2201 (a)(b)(d)(e)	Reports of theft or loss of licensed material	7:28-13.1	C	N		
§20.2201 (c)	Reports of theft or loss of licensed material		D	N/A		
§20.2202 (a)(b)(c)(d)	Notification of Incidents	7:28-13.2	C	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.2202 (e)	Notification of Incidents		D	N/A		
§20.2203 (a)(b)	Reports of exposures, etc, exceeding the limits.	7:28-13.3	C	N		
§20.2203 (c)	Reports of exposures, etc, exceeding the limits.		NRC	N/A		
§20.2203 (d)	Reports of exposures, etc, exceeding the limits.		D	N/A		
§20.2204	Reports of Planned special exposures		D	N/A		
§20.2205	Reports to individuals of exceeding dose limits	7:28-13.5	C	N		
§20.2206 (a)(1), (a)(3), (a)(4), (a)(5)	Reports of Individuals Monitoring		NRC	N/A		
§20.2206 (a)(2), (a)(6), (a)(7), (b) &(c)	Reports of Individuals Monitoring		D	N/A		
§20.2301	Applications for Exemptions		D	N/A		
§20.2302	Additional Requirements		D	N/A		
§20.2401	Violations		D	N/A		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§20.2402	Criminal Penalties		D	N/A		
Appendix A	Protection Factors for Respirators	7:28-7.8	B	N		Incorporated by reference
Appendix B (Tables 1,2, & 3)	Annual Limits on Intake (ALIs), Derived Air Concentrations (DACs), of Radionuclides for Occupational Exposure; Effluent Concentrations; Concentrations for Release to Sewerage	7:28-1.3, 1.4, 6.1(d), 11.2, and 11.3	A	N	N	Incorporated by reference
Appendix C	Quantities of licensed materials requiring labeling	7:28-10.12	A	Y	Y	1.) Lanthanum-142 is listed at 100, should be 1000. 2.) Lanthanum-143 needs to be added. 3.) Cerium-134 needs to be added. 4.) Cerium-135 needs to be added. 5.) Europium-157 is listed at .100, should be 100. 6.) Rhenium-183 needs to be deleted. 7.) Thorium-232 is listed at .100, should be 100. 8.) New Jersey needs to adopt Footnote 1 Appendix C of 10CFR20 explaining the derivation of the values. New Jersey needs to make the above changes in order to meet the Compatibility Category A designation assigned to Appendix C.

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
Appendix D	United States Nuclear Regulatory Commission Offices		D	N/A		
Appendix E	Nationally Tracked Source Thresholds	7:28-1.4	B	N		Incorporated by reference
Appendix F	Reserved					
Appendix G	Requirements for Low-level radioactive waste intended for disposal at land disposal facilities and manifests	7:28-11.10 (a)	B	N		Incorporated by reference
Appendix G Forms 540, 540A, 541, 542, & 542A	Requirements for Low-level radioactive waste intended for disposal at land disposal facilities and manifests		D	N/A		

10 CFR PART 30

Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.1	Scope		D	N/A	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.2	Resolution of Conflict		D	N/A	N/A	
§30.3	Activities requiring license	7:28-51.1	C	No	N/A	
§30.4	Definitions					
	Act		D	N/A	N/A	
	Agreement State	7:28-51.1	[B]	No	N/A	
	Alert	7:28-51.1	A	No	N/A	
	Byproduct material	7:28-51.1	[A]	No	N/A	
	Commencement of construction		D	N/A	N/A	
	Commission		D	N/A	N/A	
	Curie	7:28-51.1	[A]	No	N/A	
	Decommission	7:28-51.1	C	No	N/A	
	Dentist		[D]	N/A	N/A	
	Department and Department of Energy		[D]	N/A	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Effective dose equivalent	7:28-51.1	[A]	No	N/A	
	Government agency		D	N/A	N/A	
	License		[D]	N/A	N/A	
	Medical use	7:28-51.1	[C]	No	N/A	
	Microcurie		D	N/A	N/A	
	Millicurie		D	N/A	N/A	
	Person	7:28-51.1	[C]	No	N/A	
	Physician		[D]	N/A	N/A	
	Podiatrist		[D]	N/A	N/A	
	Principal activities		D	N/A	N/A	
	Production facility		[D]	N/A	N/A	
	Research and development		D	N/A	N/A	
	Sealed source	7:28-51.1	B	No	N/A	
	Site area emergency	7:28-51.1	A	No	N/A	
	Source material	7:28-51.1	[A]	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Special nuclear material	7:28-51.1	[A]	No	N/A	
	United States		D	N/A	N/A	
	Utilization facility		[D]	N/A	N/A	
§30.5	Interpretations		D	N/A	N/A	
§30.6	Communications		D	N/A	N/A	
§30.7	Employee protection		D	N/A	N/A	
§30.8	Information collection requirements: OMB approval		D	N/A	N/A	
§30.9	Completeness and accuracy of information		D	N/A	N/A	
§30.10	Deliberate misconduct	7:28-51.1	C	No	N/A	
§30.11	Specific exemptions		D	N/A	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.12	Persons using by-product material under certain Department of Energy (DOE) and Nuclear Regulatory Commission (NRC) contracts	7:28-51.1	B	No	N/A	
§30.13	Carriers	7:28-51.1	B	No	N/A	
§30.14	Exempt concentrations	7:28-51.1	B	No	N/A	
§30.15	Certain items containing byproduct material	7:28-51.1	B	No	N/A	
§30.16	Resins containing scandium-46 and designed for sand-consolidation in oil wells	7:28-51.1	B	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.18	Exempt quantities	7:28-51.1	B	No	N/A	
§30.19	Self-luminous products containing tritium, krypton-85, or promethium-147	7:28-51.1	B	No	N/A	
§30.20	Gas and aerosol detectors containing byproduct material	7:28-51.1 (c)(6)	B	Yes	Yes	New Jersey states "10 C.F.R. 19.20(a), delete...". New Jersey should say " 10 C.F.R. **30**.20(a), delete....." in 7:28-51.1(c)(6). New Jersey needs to make the above change in order to meet the Compatibility Category B designation assigned to 10 CFR 30.20
§30.21	Radioactive drug: Capsules containing carbon-14 urea for "in vivo" diagnostic use for humans	7:28-51.1	B	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.21 (c)	Radioactive drug: Capsules containing carbon-14 urea for "in vivo" diagnostic use for humans	7:28-51.1(b)	NRC	Yes	Yes	New Jersey adopts by reference 30.21(c) which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 30.21(c). New Jersey should not incorporate by reference 10 CFR 30.21(c) in order to meet the Compatibility Category NRC designation assigned to 10 CFR 30.21(c).
§30.31	Types of licenses	7:28-51.1	C	No	N/A	
§30.32 (a)-(f)&(h)	Application for specific licenses		D	N/A	N/A	
§30.32 (g)	Application for specific licenses	7:28-51.1	C	No	N/A	
§30.32 (i)	Application for specific licenses	7:28-51.1	H&S	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.33	General requirements for issuance of specific licenses		D	N/A	N/A	
§30.33 (a)(2)&(a)(3)	General requirements for issuance of specific licenses	7:28-51.1	H&S	No	N/A	
§30.34 (a)(b)(c)	Terms and conditions of licenses	7:28-51.1	C	No	N/A	
§30.34 (d)(e)(1)&(e)(3)	Terms and conditions of licenses	7:28-51.1(b)	NRC	Yes	Yes	New Jersey adopts by reference 30.34(d)(e)(1)&(e)(3) which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 30.34(d)(e)(1)&(e)(3). New Jersey should not incorporate by reference 10 CFR 30.34(d)(e)(1)&(e)(3) in order to meet the Compatibility Category NRC designation assigned to 10 CFR 30.34(d)(e)(1)&(e)(3).

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.34 (e)(2)(e)(4)(f) &(g)	Terms and conditions of licenses		D	N/A	N/A	
§30.34 (h)	Terms and conditions of licenses	7:28-51.1	H&S	No	N/A	
§30.34 (i)	Terms and conditions of licenses	7:28-51.1	C	No	N/A	
§30.35	Financial assurance and recordkeeping for decommissioning		D	N/A	N/A	
§30.35 (a), (b), (d) & (g)	Financial assurance and recordkeeping for decommissioning	7:28-51.1	H&S	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.36 (a), (b), (f) and (i)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas		D	N/A	N/A	
§30.36 (c), (d), (e), (g), (h), (j) and (k)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	7:28-51.1	H&S	No	N/A	
§30.37	Application for renewal of licenses		D	N/A	N/A	
§30.38	Application for amendment of licenses		D	N/A	N/A	
§30.39	Commission Action on applications to renew or amend		D	N/A	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.41	Transfer of byproduct material	7:28-51.1	C	No	N/A	
§30.41 (a)(6)	Transfer of byproduct material	7:28-51.1(b)	NRC	Yes	Yes	New Jersey adopts by reference 30.41(a)(6) which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 30.41(a)(6). New Jersey should not incorporate by reference 10 CFR 30.41(a)(6) in order to meet the Compatibility Category NRC designation assigned to 10 CFR 30.41(a)(6).
§30.50 (a), (b), (c)	Reporting Requirements	7:28-51.1	C	No	N/A	
§30.50 (c)(3)	Reporting Requirements		D	N/A	N/A	
§30.51 (a)(b)	Records	7:28-51.1	C	No	N/A	
§30.51 (c)	Records		D	N/A	N/A	
§30.51 (d)(e)&(f)	Records	7:28-51.1	H&S	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.52	Inspections		D	N/A	N/A	
§30.53	Tests		D	N/A	N/A	
§30.55	Tritium reports	7:28-51.1(b) and (c)	[NRC]	Yes	Yes	New Jersey adopts by reference 30.55 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 30.55. New Jersey should not incorporate by reference 10 CFR 30.55 in order to meet the Compatibility Category NRC designaiton assigned to 10 CFR 30.55.
§30.61	Modification and revocation of licenses		D	N/A	N/A	
§30.62	Right to cause the withholding or recall or byproduct material		D	N/A	N/A	
§30.63	Violations		D	N/A	N/A	
§30.64	Criminal penalties		D	N/A	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§30.70	Schedule A-exempt concentrations table	7:28-51.1	B	No	N/A	
§30.71	Schedule B - exempt quantity table	7:28-51.1	B	No	N/A	
§30.72	Schedule C-Quantities of radioactive materials requiring consideration of the need for an emergency plan for responding to a release	7:28-51.1	H&S	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
Appendix A	Criteria Relating to Use of Financial tests and Parent Company Guarantees for Providing Reasonable Assurance of funds for Decommissioning		D	N/A	No	
Appendix B	Quantities of Licensed Material Requiring Labeling	7:28-51.1	B	No	N/A	
Appendix C	Criteria Relating to Financial Tests and Self Guarantees for Providing Reasonable Assurance of Funds for Decommissioning		D	N/A	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
Appendix D	Criteria Relating to Use of Financial Tests and Self-Guarantee for Providing Reasonable Assurance of Funds for Decommissioning by Commercial Companies that Have no Outstanding Rated Bonds		D	N/A	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
Appendix E	Criteria Relating to Use of Financial Tests and Self-Guarantee for Providing Reasonable Assurance of Funds for Decommissioning by Nonprofit Colleges, Universities, and Hospitals		D	N/A	N/A	

10 CFR PART 31

Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§31.1	Purpose and Scope		D	N/A	N/A	
§31.2	Terms and Conditions		D	N/A	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§31.3	Certain devices and equipment	7:28-52.1	B	No	N/A	
§31.4	Information collection requirements: OMB approval		D	N/A	N/A	
§31.5	Certain measuring, gauging or controlling devices	7:28-52.1	B	No	N/A	
§31.6	General license to install devices generally licensed in §31.5	7:28-52.1	B	No	N/A	
§31.7	Luminous safety devices for use in aircraft	7:28-52.1	B	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§31.8	Americium-241 in the form of calibration or reference sources		D	N/A	N/A	
§31.9	General license to own byproduct material	7:28-52.1	C	No	N/A	
§31.10	General license for strontium 90 in ice detection devices	7:28-52.1	B	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§31.11	General license for use of byproduct material for certain in vitro clinical or laboratory testing		D	N/A	N/A	
§31.12	Maintenance of records		D	N/A	N/A	
§31.13	Violations		D	N/A	N/A	
§31.14	Criminal penalties		D	N/A	N/A	

10 CFR PART 32

Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.1	Purpose and Scope		D	N/A	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.2	Definitions					
	Dose commitment	7.28-53.1	[A]	No	N/A	
	Lot Tolerance Percent Defective	7.28-53.1	B	No	N/A	
§32.3	Maintenance of records		D	N/A	N/A	
§32.8	Information collection requirements : OMB approval		D	N/A	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.11 (a)(b)	Introduction of byproduct material in exempt concentrations into products or materials and transfer of ownership or possession: Requirements for license	7.28-53.1	C	No	N/A	
§32.11 (c)	Introduction of byproduct material in exempt concentrations into products or materials and transfer of ownership or possession: Requirements for license	7.28-53.1	B	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.12	Same: Records and material transfer reports	7.28-53.1	C	No	N/A	
§32.13	Same: Prohibition of introduction	7.28-53.1	C	No	N/A	
§32.14	Certain items containing byproduct material; requirements for license to apply or initially transfer	7.28-53.1(b)(2)	NRC	No	N/A	
§32.15	Same: Quality assurance, prohibition of transfer and labeling	7.28-53.1(b)(3)	NRC	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.16	Certain items containing byproduct material: Records and reports of transfer	7.28-53.1(b)(4)	NRC	No	N/A	
§32.17	Resins containing scandium-46 and designed for sand-consolidations in oil wells: Requirements for license to manufacture, or initially transfer for sale or distribution	7.28-53.1	B	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.18	Manufacture , distribution and transfer of exempt quantities: Requirement s for license	7.28-53.1(b)(5)	NRC	No	N/A	
§32.19	Same: Conditions of licenses	7.28-53.1(b)(6)	NRC	No	N/A	
§32.20	Same: Records and material transfer reports	7.28-53.1(b)(7)	NRC	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
32.21	Radioactive drug: Manufacture , preparation or transfer for commercial distribution of capsules containing carbon-14 urea each for "in vivo" diagnostic use for humans to persons exempt from licensing; requirements for a license	7.28-53.1(b)(8)	NRC	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.22	Self luminous products containing tritium, krypton-85 and promethium-147: Requirements for license to manufacture, process, produce, or initially transfer:	7.28-53.1(b)(9)	NRC	No	N/A	
§32.23	Same: Safety criteria	7.28-53.1 (b)(10)	NRC	No	N/A	
§32.24	Same: Table of organ doses	7.28-53.1	B	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.25	Conditions of licenses issued under §32.22: Quality Control, labeling and reports of transfer	7.28-53.1 (b)(11)	NRC	No	N/A	
§32.26	Gas and aerosol detectors containing byproduct material: Requirements for license to manufacture, process, produce or initially transfer	7.28-53.1 (b)(12)	NRC	No	N/A	
§32.27	Same: Safety criteria	7.28-53.1 (b)(13)	NRC	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.28	Same: Table of organ doses	7.28-53.1 (b)(14)	NRC	No	N/A	
§32.29	Conditions of licenses issued under §32.26: Quality control, labeling and reports of transfer	7.28-53.1 (b)(15)	NRC	No	N/A	
§32.40	Schedule A: Prototype tests for automobile lock illuminators	7.28-53.1 (b)(16)	NRC	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.51	Byproduct material contained in devices for use under §31.5: Requirements for license to manufacture or initially transfer	7.28-53.1	B	No	N/A	
§32.51a	Same: Conditions of licenses	7.28-53.1	B	No	N/A	
§32.52	Same: Material transfer reports and records	7.28-53.1	B	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.53	Luminous safety devices for use in aircraft: Requirements for license to manufacture, assemble, repair or initially transfer	7.28-53.1	B	No	N/A	
§32.54	Same: Labeling of devices	7.28-53.1	B	No	N/A	
32.55	Same: Quality assurance; prohibition of transfer	7.28-53.1	B	No	N/A	
§32.56	Same: Material transfer reports	7.28-53.1	B	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.57	Calibration or reference sources Am-241: Requirements for license to manufacture or initially transfer	7.28-53.1	B	No	N/A	
§32.58	Same: Labeling of devices	7.28-53.1	B	No	N/A	
§32.59	Same: Leak testing of each source	7.28-53.1	B	No	N/A	
§32.60	[Reserved]					
§32.61	Ice detection devices containing strontium-90; Requirements for license to manufacture or initially transfer	7.28-53.1	B	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.62	Same: Quality Assurance; prohibition of transfer	7.28-53.1	B	No	N/A	
§32.71	Manufacture and distribution of byproduct material for certain in vitro clinical or laboratory testing under general license	7.28-53.1	B	No	N/A	
§32.72	Manufacture , preparation or transfer for commercial distribution of radioactive drugs containing byproduct material for medical use under Part 35	7.28-53.1	B	No	N/A	

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.74	Manufacture and distribution of sources or devices containing byproduct material for medical use	7.28-53.1	B	No	N/A	
§32.101	Schedule B-prototype tests for luminous safety devices for use in aircraft	7.28-53.1	B	No	N/A	
§32.102	Schedule C-prototype tests for calibration or reference sources containing americium-241	7.28-53.1	B	No	N/A	

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§32.103	Schedule D- prototype tests for ice detection devices containing strontium 90	7.28-53.1	B	No	N/A	
§32.110	Acceptance sampling procedures under specific licenses	7.28-53.1	B	No	N/A	
§32.210	Registration of product information	7.28-53.1 (b)(17)	B- for States that perform SS&D evaluations D- for States that do not perform SS&D evaluations	No	N/A	This is a Compatibility Category D for New Jersey since New Jersey does not plan to have an SS&D program.
§32.301	Violations		D	N/A	N/A	
§32.303	Criminal penalties		D	N/A	N/A	

10 CFR PART 33

Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

NRC Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
33.1	Purpose and Scope		D	N/A		
33.8	Information Collection Requirements: OMB Approval		D	N/A		
33.11	Types of specific licenses of broad scope		D	N/A		
33.12	Applications for specific licenses of broad scope		D	N/A		
33.13	Requirements for the issuance of a Type A specific license of broad scope		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
33.14	Requirements for the issuance of a Type B specific license of broad scope		D	N/A		
33.15	Requirements for the issuance of a Type C specific license of broad scope		D	N/A		
33.16	Applications for other specific licenses		D	N/A		
33.17	Conditions of specific licenses of broad scope		D	N/A		
33.21	Violations		D	N/A		
33.23	Criminal penalties		D	N/A		
33.100	Schedule A		D	N/A		

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Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§34.1	Purpose and Scope		D	N/A		
§34.3	Definitions					
	ALARA	7:28-63.1	[A]	N		
	Annual refresher safety training	7:28-63.1	C	N		
	Associated equipment	7:28-63.1	B	N		
	Becquerel	7:28-63.1	[A]	N		
	Certifying entity	7:28-63.1	B	N		
	Collimator	7:28-63.1	B	N		
	Control (drive) cable	7:28-63.1	B	N		
	Control drive mechanism	7:28-63.1	B	N		
	Control tube	7:28-63.1	B	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Exposure head	7:28-63.1	B	N		
	Field Station	7:28-63.1	C	N		
	Gray	7:28-63.1	[A]	N		
	Guide tube (projection sheath)	7:28-63.1	B	N		
	Hands-on experience	7:28-63.1	C	N		
	Independent certifying organization	7:28-63.1	B	N		
	Industrial radiography (radiography)	7:28-63.1	B	N		
	Lay-barge radiography	7:28-63.1	B- for States that authorize licensees to perform lay-barge radiography D- for other States	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Offshore platform radiography	7:28-63.1	B- for States that authorize platform radiography in inland waters or tidal waters subject to the States jurisdiction D- for other States	N		
	Permanent radiographic installation	7:28-63.1	C	N		
	Practical examination	7:28-63.1	C	N		
	Radiation safety officer for industrial radiography	7:28-63.1	C	N		
	Radiographer	7:28-63.1	C	N		
	Radiographer's assistant	7:28-63.1	B- for States that authorize the use of radiographer's assistants D- for other States	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Radiographer certification	7:28-63.1	B	N		
	Radiographic exposure device	7:28-63.1	B	N		
	Radiographic operations	7:28-63.1	C	N		
	S-tube	7:28-63.1	B	N		
	Sealed source	7:28-63.1	[A]	N		
	Shielded position	7:28-63.1	C	N		
	Sievert	7:28-63.1	[A]	N		
	Source assembly	7:28-63.1	B	N		
	Source changer	7:28-63.1	B	N		
	Storage area	7:28-63.1	D	N/A		
	Storage container	7:28-63.1	B	N		
	Temporary jobsite	7:28-63.1	B	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Underwater radiography	7:28-63.1	B- for States that authorize under-water radiography D- for other States	N		
§34.5	Interpretations		D	N/A		
§34.8	Information collection requirements: OMB approval		D	N/A		
§34.11	Application for a specific license		D	N/A		
§34.13	Specific license for industrial radiography	7:28-63.1	C	N		
§34.20	Performance requirements of industrial radiography equipment	7:28-63.1	B	N		
§34.20 (a)(2)	Performance requirements of industrial radiography equipment		D	N/A		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§34.21	Limits on external radiation from storage containers and source changers	7:28-63.1	B	N		
§34.23	Locking of radiographic exposure devices, storage containers and source changers	7:28-63.1	B	N		
§34.25	Radiation survey instruments	7:28-63.1	C	N		
§34.27	Leak testing and replacement of sealed sources	7:28-63.1	C	N		
§34.29	Quarterly Inventory	7:28-63.1	C	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§34.31	Inspection and maintenance of radiographic exposure devices, transport and storage containers, associated equipment, source changers and survey instruments	7:28-63.1	C	N		
§34.33	Permanent Radiographic Installations	7:28-63.1	H&S	N		
§34.35	Labeling, storage, and transportation	7:28-63.1	B	N		
§34.41	Conducting industrial radiography operations	7:28-63.1	B	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§34.41 (c)	Conducting industrial radiography operations	7:28-63.1	B for States which authorize offshore platform or under-water radiography or D- for other States and paragraph	N		
§34.41 (d)	Conducting industrial radiography operations		D	N/A		
§34.42	Radiation safety officer for industrial radiography		D	N/A		
§34.42 first sentence	Radiation safety officer for industrial radiography	7:28-63.1	H&S	N		
§34.42 (a)	Radiation safety officer for industrial radiography	7:28-63.1	C	N		
§34.43	Training	7:28-63.1	B	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§34.43 (a)(2)	Training		D	N/A		
§34.43 (c)	Training	7:28-63.1	B - for States that authorize the use of radiographer's assistants and D- for other States.	N		
§34.45	Operating and Emergency procedures	7:28-63.1	C	N		
§34.45 (a)(9)&(b)	Operating and Emergency procedures		D	N/A		
§34.46	Supervision of radiographer's assistants	7:28-63.1	B- for States that authorize the use of radiographer's assistants D- for other States	N		
§34.47	Personnel monitoring	7:28-63.1	C	N		
§34.49 (a)(b)(c)	Radiation surveys	7:28-63.1	C	N		

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§34.49 (d)	Radiation surveys	7:28-63.1	D	N/A		
§34.51	Surveillance	7:28-63.1	C	N		
§34.53	Posting	7:28-63.1	C	N		
§34.61	Records of the specific license for industrial radiography	7:28-63.1	D	N/A		
§34.63	Records of receipt and transfer of sealed sources	7:28-63.1	C	N		
§34.65	Records of radiation survey instruments	7:28-63.1	C	N		
§34.67	Records of leak testing	7:28-63.1	C	N		
§34.69	Records of quarterly inventory	7:28-63.1	C	N		
§34.71	Utilization logs	7:28-63.1	B	N		

Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§34.73	Records of inspection and maintenance of radiographic exposure devices, transport and storage containers, associated equipment, source changers, and survey instruments	7:28-63.1	C	N		
§34.75	Records of alarm system and entrance control check at permanent radiographic equipment	7:28-63.1	D	N/A		
§34.79	Records of training and certification	7:28-63.1	C	N		
§34.81	Copies of operating and emergency procedures	7:28-63.1	C	N		

Regulation Section	**Section Title**	State Section	**Compatibility Category**	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§34.83	Records of personnel monitoring procedures	7:28-63.1	C	N		
§34.85	Records of radiation surveys	7:28-63.1	D	N/A		
§34.87	Forms of records	7:28-63.1	C	N		
§34.89	Location of documents and records	7:28-63.1	C	N		
§34.101	Notifications	7:28-63.1	C	N		
§34.111	Applications for exemptions		D	N/A		
§34.121	Violations		D	N/A		
§34.123	Criminal Penalties		D	N/A		
Appendix A	Radiographer certification	7:28-63.1	B	N		

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.1	Purpose and scope		D	N/A	N/A	
§35.2	Definitions					
	Address of use		D	N/A	N/A	
	Agreement State	7:28-55.1	[B]	No	N/A	
	Area of use		D	N/A	N/A	
	Authorized medical physicist	7:28-55.1	B	No	N/A	
	Authorized nuclear	7:28-55.1	B	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
	Manual Brachytherapy		D	N/A	N/A	
	Medical event		D	N/A	N/A	
	Medical institution		D	N/A	N/A	
	Medical use	7:28-55.1	C	No	N/A	
	Medium dose-rate remote afterloader		D	N/A	N/A	
	Mobile medical service		D	N/A	N/A	
	Output		D	N/A	N/A	
	Patient intervention		D	N/A	N/A	
	Pharmacist		D	N/A	N/A	
	Physician		D	N/A	N/A	
	Podiatrist		D	N/A	N/A	
	Preceptor		D	N/A	N/A	
	Prescribed dosage		C	No	N/A	
	Prescribed dose		C	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
	Pulsed dose-rate remote afterloader		D	N/A	N/A	
	Radiation safety officer	7:28-55.1	B	No	N/A	
	Sealed source	7:28-55.1	[B]	No	N/A	
	Sealed source and device registry		D	N/A	N/A	
	Stereotactic radiosurgery		D	N/A	N/A	
	Structured educational program		D	N/A	N/A	
	Teletherapy		D	N/A	N/A	
	Temporary jobsite		D	N/A	N/A	
	Therapeutic dosage		D	N/A	N/A	
	Therapeutic dose		D	N/A	N/A	
	Treatment site	7:28-55.1	C	No	N/A	
	Type of use		D	N/A	N/A	
	Unit dosage		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
	Written directive		D	N/A	N/A	
§35.5	Maintenance of records		D	N/A	N/A	
§35.6	Provisions for the protection of human research subjects	7:28-55.1	C	No	N/A	
§35.7	FDA, other Federal, and State requirements		D	N/A	N/A	
§35.8	Information collection requirements: OMB Approval		D	N/A	N/A	
§35.10	Implementation		D	N/A	N/A	
§35.11	License required	7:28-55.1	[C]	No	N/A	
§35.12	Application of license, amendment, or renewal		D	N/A	N/A	
§35.13	License amendments		D	N/A	N/A	
§35.14	Notifications		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.15	Exemptions regarding Type A specific licenses of broad scope		D	N/A	N/A	
§35.18	License issuance		D	N/A	N/A	
§35.19	Specific exemptions		D	N/A	N/A	
§35.24	Authority and responsibilities for the radiation protection program	7:28-55.1	D - paragraphs (a), (c), (d), (e), (f) and (h) H&S- paragraphs (b) and (g)	No	N/A	
§35.26	Radiation protection program changes		D	N/A	N/A	
§35.27	Supervision	7:28-55.1	H&S	No	N/A	
§35.40	Written directives	7:28-55.1	H&S - paragraphs (a) and (b) D- paragraphs (c) and (d)	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.41	Procedures for administrations requiring a written directive	7:28-55.1	H&S, paragraph (a) D- paragraphs (b) and (c)	No	N/A	
§35.49	Suppliers for sealed sources or devices for medical use	7:28-55.1	[C]	No	N/A	
§35.50	Training for Radiation Safety Officer	7:28-55.1	B	No	N/A	
§35.51	Training for an authorized medical physicist	7:28-55.1	B	No	N/A	
§35.55	Training for an authorized nuclear pharmacist	7:28-55.1	B	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.57	Training for experienced Radiation Safety Officer, teletherapy or medical physicist, authorized user, nuclear pharmacist, and authorized nuclear pharmacist	7:28-55.1	B	No	N/A	
§35.59	Recentness of training	7:28-55.1	B	No	N/A	
§35.60	Possession, use, and calibration of instruments to measure the activity of unsealed byproduct material	7:28-55.1	H&S, paragraphs (a) and (b) D- paragraph (c)	No	N/A	
§35.61	Calibration of survey instruments	7:28-55.1	H&S, except D- paragraphs (a)(3) and (c)	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.63	Determination of dosages of unsealed byproduct material for medical use	7:28-55.1	H&S, except paragraph (e) is D.	No	N/A	
§35.65	Authorization for calibration, transmission and reference sources		D	N/A	N/A	
§35.67	Requirements for possession of sealed sources and brachytherapy sources	7:28-55.1	H&S, except D-paragraphs (d) and (f)	No	N/A	
§35.69	Labeling of vials and syringes	7:28-55.1	H&S	No	N/A	
§35.70	Surveys for ambient radiation exposure rate	7:28-55.1	H&S, paragraph (a) D- paragraphs (b) and (c)	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.75	Release of individuals containing unsealed byproduct material or implants containing byproduct material	7:28-55.1	C, paragraphs (a) and (b) D- paragraphs (c) and (d)	No	N/A	
§35.80	Provision of mobile medical service	7:28-55.1	H&S- paragraphs (a)(2),(a)(3), (a)(4) & (b) for those States which authorize this activity and D for States not authorizing this activity D- paragraphs (a)(1) and (c)	No	N/A	
§35.92	Decay-in-storage	7:28-55.1	H&S - for those States that authorize this activity and D for States not authorizing this activity	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.100	Use of unsealed byproduct material for uptake, dilution, and excretion studies for which a written directive is not required	7:28-55.1	H&S	No	N/A	
§35.190	Training for uptake, dilution and excretion studies	7:28-55.1	B	No	N/A	
§35.200	Use of unsealed byproduct material for imaging and localization for which a written directive is not required	7:28-55.1	H&S	No	N/A	
§35.204	Permissible molybdenum-99 concentration	7:28-55.1	H&S, paragraphs (a) and (b) D- paragraph (c)	No	N/A	
§35.290	Training for imaging and localization studies	7:28-55.1	B	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.300	Use of unsealed byproduct material for which a written directive is required	7:28-55.1	H&S	No	N/A	
§35.310	Safety instruction	7:28-55.1	H&S- paragraph (a) D- paragraph (b)	No	N/A	
§35.315	Safety precautions	7:28-55.1	H&S	No	N/A	
§35.390	Training for use of unsealed byproduct material for which a written directive is required	7:28-55.1	B	No	N/A	
§35.392	Training for the oral administration of sodium iodide I-131 requiring a written directive in quantities less than or equal to 1.22 Gigabecquerels (33 millicuries)	7:28-55.1	B	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.394	Training for the oral administration of sodium iodide I-131 requiring a written directive in quantities greater than 1.22 Gigabecquerels (33 millicuries)	7:28-55.1	B	No	N/A	
§35.396	Training for the parenteral administration of unsealed byproduct material requiring a written directive	7:28-55.1	B	No	N/A	
§35.400	Use of sealed sources for manual brachytherapy	7:28-55.1	[C]	No	N/A	
§35.404	Surveys after source implant and removal	7:28-55.1	H&S- paragraphs (a) and (b) D- paragraph (c)	No	N/A	
§35.406	Brachytherapy sources accountability	7:28-55.1	H&S- paragraphs (a) and (b) D- paragraph (c)	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.410	Safety instruction	7:28-55.1	H&S- paragraph (a) D- paragraph (b)	No	N/A	
§35.415	Safety precautions	7:28-55.1	H&S	No	N/A	
§35.432	Calibration measurements of brachytherapy sources	7:28-55.1	H&S- paragraphs (a), (b), and (c) D- paragraph (d)	No	N/A	
§35.433	Decay of strontium-90 sources for ophthalmic treatments	7:28-55.1	H&S - paragraph (a) D- paragraph (b)	No	N/A	
§35.457	Therapy-related computer systems	7:28-55.1	H&S	No	N/A	
§35.490	Training for use of manual brachytherapy sources	7:28-55.1	B	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.491	Training for ophthalmic use of strontium-90	7:28-55.1	B	No	N/A	
§35.500	Use of sealed sources for diagnosis	7:28-55.1	[C]	No	N/A	
§35.590	Training for use of sealed sources for diagnosis	7:28-55.1	B	No	N/A	
§35.600	Use of a sealed source in a remote afterloader unit, teletherapy unit or gamma stereotactic radiosurgery unit	7:28-55.1	[C]	No	N/A	
§35.604	Surveys of patients and human research subjects treated with a remote afterloader unit	7:28-55.1	H&S- paragraph (a) D- paragraph (b)	No	N/A	
§35.605	Installation, maintenance, adjustment and repair	7:28-55.1	H&S - paragraphs (a), (b), and (c) D- paragraph (d)	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.610	Safety procedures and instructions for remote afterloader units, teletherapy units, and gamma stereotactic radiosurgery units	7:28-55.1	H&S paragraphs (a), (b), (c), (d), and (e) D- paragraphs (f) and (g)	No	N/A	
§35.615	Safety precautions for remote afterloader units, teletherapy units, and gamma stereotactic radiosurgery units	7:28-55.1	H&S	No	N/A	
§35.630	Dosimetry equipment	7:28-55.1	H&S- paragraphs (a) and (b) D- paragraph (c)	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.632	Full calibration measurements on teletherapy units	7:28-55.1	H&S-paragraphs (a), (b), (c), (d), (e), and (f) D- paragraph (g)	No	N/A	
§35.633	Full calibration measurements on remote afterloader units	7:28-55.1	H&S-paragraphs (a), (b), (c), (d), (e), (f), (g), and (h) D- paragraph (i)	No	N/A	
§35.635	Full calibration measurements on gamma stereotactic radiosurgery units	7:28-55.1	H&S- paragraphs (a), (b), (c), (d), (e) and (f) D- paragraph (g)	No	N/A	
§35.642	Periodic spot-checks for Teletherapy units	7:28-55.1	H&S- paragraphs (a), (b), (c), (d), and (e) D- paragraph f	No	N/A	
§35.643	Periodic spot-checks for remote afterloader units	7:28-55.1	H&S- paragraphs (a), (b), (c), (d), and (e) D- paragraph f	No	N/A	
§35.645	Periodic spot-checks for gamma stereotactic radiosurgery units	7:28-55.1	H&S, except D- paragraph (g)	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.647	Additional technical requirements for mobile remote afterloader units	7:28-55.1	H&S- paragraphs (a), (b), (c), and (d) for those States which authorize this activity, or D - for States not authorizing this activity D- paragraph (e)	No	N/A	
§35.652	Radiation surveys	7:28-55.1	H&S- paragraphs (a) and (b) D- paragraph (c)	No	N/A	
§35.655	Five-year inspection for teletherapy and gamma stereotactic radiosurgery units	7:28-55.1	H&S- paragraphs (a) and (b) D- paragraph (c)	No	N/A	
§35.657	Therapy-related computer systems	7:28-55.1	H&S	No	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.690	Training for use of remote afterloader units, teletherapy units, and gamma stereotactic radiosurgery units	7:28-55.1	B	No	N/A	
§35.1000	Other medical uses of byproduct material or radiation from byproduct material		D	N/A	N/A	
§35.2024	Records of authority and responsibilities for radiation protection programs		D	N/A	N/A	
§35.2026	Records of radiation protection program changes		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.2040	Records of written directives		D	N/A	N/A	
§35.2041	Records for procedures for administrations requiring a written directive		D	N/A	N/A	
§35.2060	Records of calibrations of instruments used to measure the activity of unsealed byproduct materials		D	N/A	N/A	
§35.2061	Records of radiation survey instrument calibrations		D	N/A	N/A	
§35.2063	Records of dosage of unsealed byproduct material for medical use		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.2067	Records of leak test and inventory of sealed sources and brachytherapy sources		D	N/A	N/A	
§35.2070	Records of surveys for ambient radiation exposure rate		D	N/A	N/A	
§35.2075	Records of the release of individuals containing unsealed byproduct material or implants containing byproduct material		D	N/A	N/A	
§35.2080	Records of mobile medical services		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.2092	Records of decay-in-storage		D	N/A	N/A	
§35.2204	Records of molybdenum-99 concentrations		D	N/A	N/A	
§35.2310	Records of safety instruction		D	N/A	N/A	
§35.2404	Records of surveys after source implant and removal		D	N/A	N/A	
§35.2406	Records of brachytherapy source accountability		D	N/A	N/A	
§35.2432	Records of calibration measurements of brachytherapy sources		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.2433	Records of decay of strontium-90 sources for ophthalmic treatments		D	N/A	N/A	
§35.2605	Records of installation, maintenance, adjustment and repair of remote afterloader units, teletherapy units, and gamma stereotactic radiosurgery units		D	N/A	N/A	
§35.2610	Records of safety procedures		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.2630	Records of dosimetry equipment used for remote afterloader units, teletherapy units, and gamma stereotactic radiosurgery units		D	N/A	N/A	
§35.2632	Records of teletherapy, remote afterloader, and gamma stereotactic radiosurgery full calibrations		D	N/A	N/A	
§35.2642	Records of periodic spot-checks for teletherapy units		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.2643	Records of periodic spot-checks for remote afterloader units		D	N/A	N/A	
§35.2645	Records of periodic spot-checks for gamma stereotactic radiosurgery units		D	N/A	N/A	
§35.2647	Records of additional technical requirements for mobile remote afterloader units		D	N/A	N/A	
§35.2652	Records of surveys of therapeutic treatment units		D	N/A	N/A	

REGULATION SECTION	SECTION TITLE	STATE SECTION	COMPATIBILITY CATEGORY	DIFFERENCE YES/NO	SIGNIFICANT YES/NO	COMMENTS
§35.2655	Records of 5-year inspection of teletherapy and gamma stereotactic radiosurgery units		D	N/A	N/A	
§35.3045	Report and notification of a medical event	7:28-55.1	C	No	N/A	
§35.3047	Report and notification of a dose to an embryo/fetus or a nursing child	7:28-55.1	C	No	N/A	
§35.3067	Report of a leaking source	7:28-55.1	C	No	N/A	
§35.4001	Violations		D	N/A	N/A	
§35.4002	Criminal penalties		D	N/A	N/A	

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NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§36.1 (a)	Purpose and Scope		D	N/A		
§36.1 (b)&(c)	Purpose and Scope	7.28-56.1(a)	C	N		
§36.2	Definitions					
	Annually		D	N/A		
	Doubly encapsulated sealed source	7.28-56.1	C	N		
	Irradiator		D	N/A		
	Irradiator operator		D	N/A		
	Panoramic dry-source-storage irradiator		D	N/A		
	Panoramic irradiator		D	N/A		
	Panoramic wet-source-storage irradiator		D	N/A		
	Pool irradiator		D	N/A		
	Product conveyer system		D	N/A		
	Radiation room		D	N/A		
	Radiation Safety Officer		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Sealed source	7.28-56.1	[B]	N		
	Seismic area		D	N/A		
	Underwater irradiator		D	N/A		
§36.5	Interpretations		D	N/A		
§36.8	Information collection requirements: OMB approval		D	N/A		
§36.11	Application for a specific license		D	N/A		
§36.13	Specific licenses for irradiators	7.28-56.1	H&S	N		
§36.15	Start of construction		D	N/A		
§36.17	Applications for exemptions		D	N/A		
§36.19	Request for written statements		D	N/A		
§36.21	Performance criteria for sealed sources	7.28-56.1	B	N		
§36.23	Access control	7.28-56.1	H&S	N		
§36.25	Shielding	7.28-56.1	H&S	N		
§36.27	Fire protection	7.28-56.1	H&S	N		
§36.29	Radiation monitors	7.28-56.1	H&S	N		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§36.31	Control of source movement	7.28-56.1	H&S	N		
§36.33	Irradiator pools	7.28-56.1	H&S	N		
§36.35	Source rack protection		D	N/A		
§36.37	Power failures	7.28-56.1	H&S	N		
§36.39	Design requirements	7.28-56.1	H&S	N		
§36.41	Construction monitoring and acceptance testing	7.28-56.1	H&S	N		
§36.51	Training	7.28-56.1	H&S	N		
§36.53	Operating and emergency procedures	7.28-56.1	H&S	N		
§36.55	Personnel monitoring	7.28-56.1	H&S	N		
§36.57	Radiation surveys	7.28-56.1	H&S	N		
§36.59	Detection of leaking sources	7.28-56.1	H&S	N		
§36.61	Inspection and maintenance	7.28-56.1	H&S	N		
§36.63	Pool water purity	7.28-56.1	H&S	N		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§36.65	Attendance during operation	7.28-56.1	H&S	N		
§36.67	Entering and leaving	7.28-56.1	H&S	N		
§36.69	Irradiation of explosive or inflammable materials	7.28-56.1	H&S	N		
§36.81	Records and retention periods		D	N/A		
§71.83	Reports	7.28-56.1	C	N		
§71.91	Violations		D	N/A		
§71.93	Criminal penalties		D	N/A		

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NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§39.1	Purpose and Scope		D	N/A		
§39.2	Definitions					
	Energy compensation source	7:28-57.1	B	N		
	Field station	7:28-57.1	B	N		
	Fresh water aquifer		D	N/A		
	Injection tool		D	N/A		
	Irretrievable well logging source		D	N/A		
	Licensed material		D	N/A		
	Logging assistant		D	N/A		
	Logging supervisor	7:28-57.1	C	N		
	Logging tool		D	N/A		
	Personal supervision		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Radioactive marker		D	N/A		
	Safety review		D	N/A		
	Sealed source	7:28-57.1	[B]	N		
	Source holder		D	N/A		
	Subsurface tracer study		D	N/A		
	Surface casting for protecting fresh water aquifers		D	N/A		
	Temporary jobsite		D	N/A		
	Tritium neutron generator target source	7:28-57.1	B	N		
	Uranium sinker bar		D	N/A		
	Well		D	N/A		
	Well logging	7:28-57.1	C	N		
§39.5	Interpretations		D	N/A		
§39.8	Information collection requirements: OMB approval		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§39.11	Application for a specific license		D	N/A		
§39.13	Specific licenses for well logging	7:28-57.1	H&S	N		
§39.15	Agreement with well owner or operator	7:28-57.1	C	N		
§39.17	Request for written statements		D	N/A		
§39.31 (a)	Labels, security, and transportation precautions		D	N/A		
§39.31 (b)	Labels, security, and transportation precautions	7:28-57.1	C	N		
§39.33 (a)(c)	Radiation detection instruments	7:28-57.1	C	N		
§39.33 (b)	Radiation detection instruments		D	N/A		
§39.35	Leak testing of sealed sources	7:28-57.1	C	N		
§39.37	Physical inventory	7:28-57.1	H&S	N		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§39.39	Records of material use	7:28-57.1	C	N		
§39.41	Design and performance criteria for sealed sources	7:28-57.1	B	N		
§39.43	Inspection, maintenance, and opening of a source or source holder	7:28-57.1	C	N		
§39.45	Subsurface tracer studies	7:28-57.1	C	N		
§39.47	Radioactive markers		D	N/A		
§39.49	Uranium sinker bars	7:28-57.1	C	N		
§39.51	Use of sealed source in a well without surface casing		D	N/A		
§39.53	Energy compensation source	7:28-57.1	C	N		
§39.55	Tritium neutron generator target source	7:28-57.1	C	N		
§39.61	Training	7:28-57.1	B	N		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§39.63	Operating & Emergency procedures	7:28-57.1	C	N		
§39.65 (a)	Personnel monitoring	7:28-57.1	C	N		
§39.65 (b)(c)	Personnel monitoring	7:28-57.1	D	N/A		
§39.67	Radiation surveys	7:28-57.1	C	N		
§39.69	Radioactive contamination control	7:28-57.1	C	N		
§39.71	Security	7:28-57.1	C	N		
§39.73	Documents & records required at field stations	7:28-57.1	C	N		
§39.75	Documents & records required at temporary job sites	7:28-57.1	C	N		
§39.77 (a)(c)(d)	Notification of incidents: abandonment procedures for irretrievable sources	7:28-57.1	C	N		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§39.77 (b)	Notification of incidents: abandonment procedures for irretrievable sources		D	N/A		
§39.91	Applications for exemptions		D	N/A		
§39.101	Violations		D	N/A		
§39.103	Criminal penalties		D	N/A		

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NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.1	Purpose		D	N/A		
§40.2	Scope		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.2a	Coverage of inactive tailings sites		A- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority			State is not seeking authority to regulate uranium mill activities.
§40.3	License requirements	7:28-58.1	C	N		Incorporated by reference
§40.4	Definitions					
	Act		D	N/A		
	Agreement State	7:28-58.1	[B]	N		Incorporated by reference
	Alert	7:28-58.1	[A]	N		Incorporated by reference
	Byproduct material	7:28-58.1	[A]	N		Incorporated by reference
	Commencement of construction	7:28-58.1	C for States with uranium mill authority or D-States without uranium mill authority	N		State is not seeking authority to regulate uranium mill activities; however, State has incorporated this regulation by reference. This is acceptable.
	Commission		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Corporation		D	N/A		
	Decommission	7:28-58.1	[C]	N		Incorporated by reference
	Department of Energy		[D]	N/A		
	Depleted uranium	7:28-58.1	A	N		Incorporated by reference
	Effective kilogram		D	N/A		
	Government agency		D	N/A		
	License		[D]	N/A		
	Persons	7:28-58.1	[C]	N		Incorporated by reference
	Pharmacist		[D]	N/A		
	Physician		[D]	N/A		
	Principle activities		[D]	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Residual radioactive material	7:28-58.1	A- States with authority to regulate uranium mill activities (11.e(2) byproduct material) D- States without authority	N		State is not seeking authority to regulate uranium mill activities; however, State has incorporated this regulation by reference. This is acceptable.
	Site area emergency	7:28-58.1	[A]			Incorporated by reference
	Source material	7:28-58.1	[A]			Incorporated by reference
	Special nuclear material	7:28-58.1	[A]			Incorporated by reference
	Transient shipment		[D]	N/A		
	United States		[D]	N/A		
	Unrefined and unprocessed ore	7:28-58.1	B			Incorporated by reference
	Uranium enrichment facility		[D]	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Uranium milling	7:28-58.1	A States with authority to regulate uranium mill activities (11.e(2) byproduct material) D- States without this authority	N		State is not seeking authority to regulate uranium mill activities; however, State has incorporated this regulation by reference. This is acceptable.
§40.5	Communications		D	N/A		
§40.6	Interpretations		D	N/A		
§40.7	Employee protection		D	N/A		
§40.8	Information collection requirements: OMB approval		D	N/A		
§40.9	Completeness and accuracy of information		D	N/A		
§40.10	Deliberate misconduct	7:28-58.1	C	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.11	Persons using source material under certain Department of Energy and Nuclear Regulatory Commission contracts	7:28-58.1	B	N		Incorporated by reference
§40.12	Carriers	7:28-58.1	B	N		Incorporated by reference
§40.12 (b)	Carriers		NRC			
§40.13	Unimportant quantities of source material	7:28-58.1	B			Incorporated by reference
§40.14	Specific exemptions		D	N/A		
§40.20	Types of licenses		D	N/A		
§40.20 (a)	Types of licenses	7:28-58.1	C	N		Incorporated by reference
§40.21	General license to receive title to source or byproduct material	7:28-58.1	C	N		Incorporated by reference
§40.22	Small quantities of source material	7:28-58.1	B	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.23	General license for carriers of transient shipments of natural uranium other than in the form of ore or ore residue		NRC			
§40.24	Reserved					
§40.25	General license for use of certain industrial products or devices	7:28-58.1	C	N		Incorporated by reference
§40.26	General license for possession and storage of byproduct material as defined in this part		C- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority			State is not seeking authority to regulate uranium mill activities.
§40.27	General license for custody and long-term care of residual radioactive material disposal sites		NRC			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.28	General license for custody and long-term care of uranium or thorium byproduct materials disposal sites		NRC			
§40.31	Application for specific licenses		D	N/A		
§40.31 (i)	Application for specific licenses	7:28-58.1	H&S	N		Incorporated by reference
§40.31 (j)(k)(l)	Application for specific licenses		NRC			
§40.32 (a)(f)	General requirements for issuance of specific licenses		D	N/A		
§40.32 (b), (c), and the portions of paragraph (e) which apply to uranium mills for States with uranium mill authority	General requirements for issuance of specific licenses	7:28-58.1	H&S	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.32 (d), (g), and those portions of paragraph (e) which apply to uranium enrichment and uranium hexafluoride facilities	General requirements for issuance of specific licenses		NRC			
§40.33	Issuance of a license for a uranium enrichment facility		NRC			
§40.34 (a)(1),(b)(c)	Special requirements for issuance of specific licenses		D	N/A		
§40.34 (a)(2)&(a)(3)	Special requirements for issuance of specific licenses	7:28-58.1	B	N		Incorporated by reference
§40.35 (a)	Conditions of specific licenses issued pursuant to §40.34	7:28-58.1	C	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.35 (b)(c)	Conditions of specific licenses issued pursuant to §40.34	7:28-58.1	B	N		Incorporated by reference
§40.35 (d)(e)(f)	Conditions of specific licenses issued pursuant to §40.34		D	N/A		
§40.36 (a)(b)(d)(f)	Financial assurance and recordkeeping for decommissioning	7:28-58.1	H&S	N		Incorporated by reference
§40.36 (c)(e)	Financial assurance and recordkeeping for decommissioning		D	N/A		
§40.38	Ineligibility of certain applicants		NRC			
§40.41 (a)(b)(c)	Terms and conditions of licenses	7:28-58.1	C	N		Incorporated by reference
§40.41 (d),(e)(1),(e)(3)&(g)	Terms and conditions of licenses		NRC			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.41 (e)(2)&(e)(4)	Terms and conditions of licenses		D	N/A		
§40.41 (f)	Terms and conditions of licenses	7:28-58.1	H&S	N		Incorporated by reference
§40.42 (a), (b) & (k)(4)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas		D	N/A		
§40.42 (c), (d), (e), (f), (g), (h), (i),(j) & (k)(1), (2), (3)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	7:28-58.1	H&S	N		Incorporated by reference
§40.43	Renewal of licenses		D	N/A		
§40.44	Amendment of licenses at request of licensee		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.45	Commission action on application to renew or amend		D	N/A		
§40.46	Inalienability of licenses	7:28-58.1	C	N		Incorporated by reference
§40.51 (a),(b)(1)-(b)(5), (b)(7), (c),(d)	Transfer of source or byproduct material	7:28-58.1	C	N		Incorporated by reference
§40.51 (b)(6)	Transfer of source or byproduct material	7:28-58.1	NRC	Y	Y	New Jersey adopts by reference 40.51(b)(6) which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 40.51(b)(6). New Jersey should not incorporate by reference 10 CFR 40.51(b)(6) in order to meet the Compatibility Category NRC designation assigned to 10 CFR 40.51(b)(6). COMMENT GENERATED

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.60 (a),(b),(c)(1) &(2)	Reporting requirements	7:28-58.1	C	Y	N	Incorporated by reference, except for N.J.A.C. 7:28-58.1(c)(15) and (c)(16), which states to replace "appendix B of Sec. 20.1001-20.2401 of 10 CFR part 20" with "N.J.A.C. 7:28-6.1," where Appendix B of Part 20 is incorporated by reference.
§40.60 (c)(3)	Reporting requirements		D	N/A		
§40.61 (a)(b)	Records	7:28-58.1	C	N		Incorporated by reference
§40.61 (c)(f)	Records		D	N/A		
§40.61 (d)(e)	Records	7:28-58.1	H&S	N		Incorporated by reference
§40.62	Inspections		D	N/A		
§40.63	Tests		D	N/A		
§40.64	Reports		NRC			
§40.65	Effluent monitoring reporting requirements		C - States with authority to regulate uranium mill activities (11e.(2) byproduct material) D - States without authority			State is not seeking authority to regulate uranium mill activities.

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.66	Requirements for advance notice of export shipments of natural uranium		NRC			
§40.67	Requirement for advance notice of importation of natural uranium from countries that are not party to the Convention on the Physical Protection of Nuclear Material		NRC			
§40.71	Modification and revocation of licenses		D	N/A		
§40.81	Violations		D	N/A		
§40.82	Criminal penalties		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference: Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
APPENDIX A		7:28-58.1	Definitions -A for States with authority to regulate uranium mill activities (11e.(2) byproduct material) Criterion 11A.thru F and Criterion 12 are NRC. All of the remaining portions of the section are C- for States with authority to regulate uranium mill activities or D- States without authority			State is not seeking authority to regulate uranium mill activities; however, State has incorporated this regulation by reference. This is acceptable.

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NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.1	Purpose		D	N/A		
§40.2	Scope		D	N/A		
§40.2a	Coverage of inactive tailings sites		A- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority			State is not seeking authority to regulate uranium mill activities.
§40.3	License requirements	7:28-58.1	C	N		Incorporated by reference
§40.4	Definitions					
	Act		D	N/A		
	Agreement State	7:28-58.1	[B]	N		Incorporated by reference
	Alert	7:28-58.1	[A]	N		Incorporated by reference
	Byproduct material	7:28-58.1	[A]	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Commencement of construction	7:28-58.1	C for States with uranium mill authority or D-States without uranium mill authority	N		State is not seeking authority to regulate uranium mill activities; however, State has incorporated this regulation by reference. This is acceptable.
	Commission		D	N/A		
	Corporation		D	N/A		
	Decommission	7:28-58.1	[C]	N		Incorporated by reference
	Department of Energy		[D]	N/A		
	Depleted uranium	7:28-58.1	A	N		Incorporated by reference
	Effective kilogram		D	N/A		
	Government agency		D	N/A		
	License		[D]	N/A		
	Persons	7:28-58.1	[C]	N		Incorporated by reference
	Pharmacist		[D]	N/A		
	Physician		[D]	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Principle activities		[D]	N/A		
	Residual radioactive material	7:28-58.1	A- States with authority to regulate uranium mill activities (11.e(2) byproduct material) D- States without authority	N		State is not seeking authority to regulate uranium mill activities; however, State has incorporated this regulation by reference. This is acceptable.
	Site area emergency	7:28-58.1	[A]			Incorporated by reference
	Source material	7:28-58.1	[A]			Incorporated by reference
	Special nuclear material	7:28-58.1	[A]			Incorporated by reference
	Transient shipment		[D]	N/A		
	United States		[D]	N/A		
	Unrefined and unprocessed ore	7:28-58.1	B			Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Uranium enrichment facility		[D]	N/A		
	Uranium milling	7:28-58.1	A States with authority to regulate uranium mill activities (11.e(2) byproduct material) D- States without this authority	N		State is not seeking authority to regulate uranium mill activities; however, State has incorporated this regulation by reference. This is acceptable.
§40.5	Communications		D	N/A		
§40.6	Interpretations		D	N/A		
§40.7	Employee protection		D	N/A		
§40.8	Information collection requirements: OMB approval		D	N/A		
§40.9	Completeness and accuracy of information		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.10	Deliberate misconduct	7:28-58.1	C	N		Incorporated by reference
§40.11	Persons using source material under certain Department of Energy and Nuclear Regulatory Commission contracts	7:28-58.1	B	N		Incorporated by reference
§40.12	Carriers	7:28-58.1	B	N		Incorporated by reference
§40.12 (b)	Carriers		NRC			
§40.13	Unimportant quantities of source material	7:28-58.1	B			Incorporated by reference
§40.14	Specific exemptions		D	N/A		
§40.20	Types of licenses		D	N/A		
§40.20 (a)	Types of licenses	7:28-58.1	C	N		Incorporated by reference
§40.21	General license to receive title to source or byproduct material	7:28-58.1	C	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.22	Small quantities of source material	7:28-58.1	B	N		Incorporated by reference
§40.23	General license for carriers of transient shipments of natural uranium other than in the form of ore or ore residue		NRC			
§40.24	Reserved					
§40.25	General license for use of certain industrial products or devices	7:28-58.1	C	N		Incorporated by reference
§40.26	General license for possession and storage of byproduct material as defined in this part		C- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority			State is not seeking authority to regulate uranium mill activities.

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.27	General license for custody and long-term care of residual radioactive material disposal sites		NRC			
§40.28	General license for custody and long-term care of uranium or thorium byproduct materials disposal sites		NRC			
§40.31	Application for specific licenses		D	N/A		
§40.31 (i)	Application for specific licenses	7:28-58.1	H&S	N		Incorporated by reference
§40.31 (j)(k)(l)	Application for specific licenses		NRC			
§40.32 (a)(f)	General requirements for issuance of specific licenses		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.32 (b), (c), and the portions of paragraph (e) which apply to uranium mills for States with uranium mill authority	General requirements for issuance of specific licenses	7:28-58.1	H&S	N		Incorporated by reference
§40.32 (d), (g), and those portions of paragraph (e) which apply to uranium enrichment and uranium hexafluoride facilities	General requirements for issuance of specific licenses		NRC			
§40.33	Issuance of a license for a uranium enrichment facility		NRC			
§40.34 (a)(1),(b)(c)	Special requirements for issuance of specific licenses		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.34 (a)(2)&(a)(3)	Special requirements for issuance of specific licenses	7:28-58.1	B	N		Incorporated by reference
§40.35 (a)	Conditions of specific licenses issued pursuant to §40.34	7:28-58.1	C	N		Incorporated by reference
§40.35 (b)(c)	Conditions of specific licenses issued pursuant to §40.34	7:28-58.1	B	N		Incorporated by reference
§40.35 (d)(e)(f)	Conditions of specific licenses issued pursuant to §40.34		D	N/A		
§40.36 (a)(b)(d)(f)	Financial assurance and recordkeeping for decommissioning	7:28-58.1	H&S	N		Incorporated by reference
§40.36 (c)(e)	Financial assurance and recordkeeping for decommissioning		D	N/A		
§40.38	Ineligibility of certain applicants		NRC			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.41 (a)(b)(c)	Terms and conditions of licenses	7:28-58.1	C	N		Incorporated by reference
§40.41 (d),(e)(1),(e)(3)&(g)	Terms and conditions of licenses		NRC			
§40.41 (e)(2)&(e)(4)	Terms and conditions of licenses		D	N/A		
§40.41 (f)	Terms and conditions of licenses	7:28-58.1	H&S	N		Incorporated by reference
§40.42 (a), (b) & (k)(4)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas		D	N/A		
§40.42 (c), (d), (e), (f), (g), (h), (i),(j) & (k)(1), (2), (3)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	7:28-58.1	H&S	N		Incorporated by reference
§40.43	Renewal of licenses		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.44	Amendment of licenses at request of licensee		D	N/A		
§40.45	Commission action on application to renew or amend		D	N/A		
§40.46	Inalienability of licenses	7:28-58.1	C	N		Incorporated by reference
§40.51 (a),(b)(1)-(b)(5), (b)(7), (c),(d)	Transfer of source or byproduct material	7:28-58.1	C	N		Incorporated by reference
§40.51 (b)(6)	Transfer of source or byproduct material	7:28-58.1	NRC	Y	Y	New Jersey adopts by reference 40.51(b)(6) which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 40.51(b)(6). New Jersey should not incorporate by reference 10 CFR 40.51(b)(6) in order to meet the Compatibility Category NRC designation assigned to 10 CFR 40.51(b)(6). COMMENT GENERATED

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.60 (a),(b),(c)(1) &(2)	Reporting requirements	7:28-58.1	C	Y	N	Incorporated by reference, except for N.J.A.C. 7:28-58.1(c)(15) and (c)(16), which states to replace "appendix B of Sec. 20.1001-20.2401 of 10 CFR part 20" with "N.J.A.C. 7:28-6.1," where Appendix B of Part 20 is incorporated by reference.
§40.60 (c)(3)	Reporting requirements		D	N/A		
§40.61 (a)(b)	Records	7:28-58.1	C	N		Incorporated by reference
§40.61 (c)(f)	Records		D	N/A		
§40.61 (d)(e)	Records	7:28-58.1	H&S	N		Incorporated by reference
§40.62	Inspections		D	N/A		
§40.63	Tests		D	N/A		
§40.64	Reports		NRC			
§40.65	Effluent monitoring reporting requirements		C - States with authority to regulate uranium mill activities (11e.(2) byproduct material) D - States without authority			State is not seeking authority to regulate uranium mill activities.

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§40.66	Requirements for advance notice of export shipments of natural uranium		NRC			
§40.67	Requirement for advance notice of importation of natural uranium from countries that are not party to the Convention on the Physical Protection of Nuclear Material		NRC			
§40.71	Modification and revocation of licenses		D	N/A		
§40.81	Violations		D	N/A		
§40.82	Criminal penalties		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
APPENDIX A		7:28-58.1	Definitions -A for States with authority to regulate uranium mill activities (11e.(2) byproduct material) Criterion 11A.thru F and Criterion 12 are NRC. All of the remaining portions of the section are C- for States with authority to regulate uranium mill activities or D- States without authority			State is not seeking authority to regulate uranium mill activities; however, State has incorporated this regulation by reference. This is acceptable.

10 CFR PART 61

Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§61.1	Purpose & Scope		D	N/A		
§61.2	Definitions					
	Active maintenance	7:28-59.1	H&S	N		Incorporated by reference
	Buffer zone		D	N/A		
	Chelating Agent		D	N/A		
	Commencement of construction		D	N/A		
	Commission		D	N/A		
	Custodial Agency		D	N/A		
	Director		D	N/A		
	Disposal	7:28-59.1	C	N		Incorporated by reference
	Disposal site	7:28-59.1	C	N		Incorporated by reference
	Disposal unit		D	N/A		
	Engineered barrier		D	N/A		
	Explosive material		D	N/A		
	Government agency		D	N/A		
	Hazardous waste	7:28-59.1	C	N		Incorporated by reference
	Hydrogeologic unit		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Inadvertent intruder	7:28-59.1	C	N		Incorporated by reference
	Indian Tribe		D	N/A		
	Intruder barrier	7:28-59.1	C	N		Incorporated by reference
	Land disposal facility	7:28-59.1	B	N		Incorporated by reference
	License		[D]	N/A		
	Monitoring	7:28-59.1	C	N		Incorporated by reference
	Near-surface disposal facility		D	N/A		
	Person	7:28-59.1	[C]	N		Incorporated by reference
	Pyrophoric liquid		D	N/A		
	Site closure and stabilization		D	N/A		
	State		D	N/A		
	Stability		D	N/A		
	Surveillance		D	N/A		
	Tribal governing body		D	N/A		
	Waste	7:28-59.1	B	N		Incorporated by reference
§61.3	License required	7:28-59.1	C	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§61.4	Communications		D	N/A		
§61.5	Interpretations		D	N/A		
§61.6	Exemptions		D	N/A		
§61.7	Concepts	7:28-59.1	H&S	N		Incorporated by reference
§61.8	Information collection requirements: OMB approval		D	N/A		
§61.9	Employee protection		D	N/A		
§61.9a	Completeness and accuracy of information		D	N/A		
§61.9b	Deliberate misconduct	7:28-59.1	C	N		Incorporated by reference
§61.10	Content of application		D	N/A		
§61.11	General information		D	N/A		
§61.12	Specific technical information		D	N/A		
§61.13	Technical analysis	7:28-59.1	H&S	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§61.14	Institutional information	7:28-59.1	H&S	N		Incorporated by reference
§61.15	Financial information		D	N/A		
§61.16	Other information		NRC			
§61.20	Filing and distribution of application		D	N/A		
§61.21	Elimination of repetition		D	N/A		
§61.22	Updating of application		D	N/A		
§61.23 (a)-(h)	Standards for issuance of a license	7:28-59.1	H&S	N		Incorporated by reference
§61.23 (i)(j)	Standards for issuance of a license		NRC			
§61.23 (k)(l)	Standards for issuance of a license		D	N/A		
§61.24	Conditions of licenses		D	N/A		
§61.25	Changes		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§61.26	Amendment of license		D	N/A		
§61.27	Application for renewal or closure		D	N/A		
§61.28	Contents of application for closure		D	N/A		
§61.29	Post-closure observation and maintenance		D	N/A		
§61.30	Transfer of license	7:28-59.1	H&S	N		Incorporated by reference
§61.31	Termination of license		D	N/A		
§61.40	General requirement		D	N/A		
§61.41	Protection of the general population from releases of radioactivity	7:28-59.1	A	N		Incorporated by reference
§61.42	Protection of individuals from inadvertent intrusion	7:28-59.1	H&S	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§61.43	Protection of individuals during operations	7:28-59.1	H&S	N		Incorporated by reference
§61.44	Stability of the disposal site after closure	7:28-59.1	H&S	N		Incorporated by reference
§61.50	Disposal site suitability requirements for land disposal	7:28-59.1	H&S	N		Incorporated by reference
§61.51	Disposal site design for land disposal	7:28-59.1	H&S	N		Incorporated by reference
§61.52	Land disposal facility operation and disposal site closure	7:28-59.1	H&S	N		Incorporated by reference
§61.53	Environmental monitoring	7:28-59.1	H&S	N		Incorporated by reference
§61.54	Alternative requirements for design and operations	7:28-59.1	H&S	N		Incorporated by reference
§61.55	Waste classification	7:28-59.1	B	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§61.56	Waste characteristics	7:28-59.1	H&S	N		Incorporated by reference
§61.57	Labeling	7:28-59.1	H&S	N		Incorporated by reference
§61.58	Alternative requirements for waste classification and characteristics		D	N/A		
§61.59	Institutional requirements	7:28-59.1	H&S	N		Incorporated by reference
§61.61	Applicant qualifications and assurances		D	N/A		
§61.62	Funding for disposal site closure and stabilization	7:28-59.1	H&S	N		Incorporated by reference
§61.63	Financial assurances for institutional controls	7:28-59.1	H&S	N		Incorporated by reference
§61.70	Scope		D	N/A		
§61.71	State and Tribal government consultation		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§61.72	Filing of proposals for State and Tribal participation		D	N/A		
§61.73	Commission approval of proposals		D	N/A		
§61.80	Maintenance of records, reports, and transfers	7:28-59.1	C	N		Incorporated by reference
§61.81	Tests at land disposal facilities		D	N/A		
§61.82	Commission inspections of land disposal facilities		D	N/A		
§61.83	Violations		D	N/A		
§61.84	Criminal penalties		D	N/A		

10 CFR PART 70

Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.1	Purpose		D	N/A		
§70.1 (c)(d)(e)	Purpose		NRC			
§70.2	Scope		D	N/A		
§70.3	License requirements	7:28-60.1	C	N		Incorporated by reference
§70.4	Definitions					
	Act		D	N/A		
	Acute	7:28-60.1	A	N		Incorporated by reference
	Agreement State	7:28-60.1	[B]	N		Incorporated by reference
	Alert	7:28-60.1	[A]	N		Incorporated by reference
	Atomic Energy		D	N/A		
	Atomic Weapon		D	N/A		
	Available and reliable to perform function when needed					
	Commencement of construction		[D]	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Commission		D	N/A		
	Common defense and security		D	N/A		
	Configuration management (CM)					
	Contiguous sites		D	N/A		
	Corporation		[D]	N/A		
	Critical mass of special nuclear material					
	Decommission	7:28-60.1	[C]	N		Incorporated by reference
	Department or Department of Energy		[D]	N/A		
	Double contingency principle					
	Effective dose equivalent	7:28-60.1	[A]	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Effective kilograms of special nuclear material		D	N/A		
	Formula quantity		D	N/A		
	Government agency		D	N/A		
	Hazardous chemicals produced from licensed materials					
	Integrated safety analysis (ISA)					
	Integrated safety analysis (ISA) summary					
	Items relied on for safety					
	License		[D]	N/A		
	Management measures					
	Person	7:28-60.1	[C]	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Plutonium processing and fuel fabrication plant		D	N/A		
	Principal activities		[D]	N/A		
	Produce		D	N/A		
	Research and development		D	N/A		
	Restricted data		D	N/A		
	Sealed source	7:28-60.1	[B]	N		Incorporated by reference
	Site area emergency	7:28-60.1	[A]	N		Incorporated by reference
	Source material	7:28-60.1	[A]	N		Incorporated by reference
	Special nuclear material	7:28-60.1	[A]	N		Incorporated by reference
	Special nuclear material of low strategic significance		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Special nuclear material of moderate strategic significance		D	N/A		
	Special nuclear material scrap		D	N/A		
	Strategic special nuclear material		D	N/A		
	Transient shipment		D	N/A		
	Unacceptable performance deficiencies					
	United States		[D]	N/A		
	Uranium enrichment facility		[D]	N/A		
	Worker					
§70.5	Communicatio ns		D	N/A		
§70.6	Interpretations		D	N/A		
§70.7	Employee protection		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.8	Information collection requirements; OMB approval		D	N/A		
§70.9	Completeness and accuracy of information		D	N/A		
§70.10	Deliberate misconduct	7:28-60.1	C	N		Incorporated by reference
§70.11	Persons using special nuclear material under certain DOE and NRC contracts	7:28-60.1	B	N		Incorporated by reference
§70.12	Carriers	7:28-60.1	B	N		Incorporated by reference
§70.13	Department of Defense		NRC			
§70.13a	Foreign military aircraft		NRC			
§70.14	Specific exemption		D	N/A		
§70.18	Types of licenses	7:28-60.1	C	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.19	General license for calibration or reference sources	7:28-60.1	C	N		Incorporated by reference
§70.20	General license to own special nuclear material	7:28-60.1	C	N		Incorporated by reference
§70.20a	General license to possess special nuclear material for transport		NRC			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.20.b	General license for carriers of transient shipments of formula quantities of strategic special nuclear material, special nuclear material of moderate strategic significance, special nuclear material of low strategic significance, and irradiated reactor fuel		NRC			
§70.21 (a)(1), (c), (f), (g), (h)	Filing		NRC			
§70.21 (a)(2), (a)(3), (b), (d) & (e)	Filing		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.22 (a), (d) & (e)	Contents of application		D	N/A		
§70.22 (b), (c), (f), (g), (h), (i), (j), (k), (l), (m) (n)	Contents of application		NRC			
§70.23 (a)(1) & (a)(5)	Requirements for the approval of applications		D	N/A		
§70.23 (a)(2), (a)(3) & (a)(4)	Requirements for the approval of applications	7:28-60.1	H&S	N		Incorporated by reference
§70.23 (a)(6), (a)(7), (a)(8), (a)(9), (a)(10), (a)(11), (a)(12) & (b)	Requirements for the approval of applications		NRC			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.23a	Hearing required for uranium enrichment facility		NRC			
§70.24	Critically accident requirements		NRC			
§70.25	Financial assurance and recordkeeping for decommissioning		D			
§70.25 (a)	Financial assurance and recordkeeping for decommissioning		NRC			
§70.25 (b), (d) & (g)	Financial assurance and recordkeeping for decommissioning	7:28-60.1	H&S	N		Incorporated by reference
§70.31 (a) & (b)	Issuance of license		D			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.31 (c), (d) & (e)	Issuance of license		NRC			
§70.32 (a)(1), (a)(4), (a)(5), (a)(6), (a)(7), (b)(1), (b)(3), (b)(4),(c), (d), (e), (f), (g), (h), (i), (j) & (k)	Conditions of licenses		NRC			
§70.32 (a)(2) (a)(3) & (a)(8)	Conditions of licenses	7:28-60.1	C	N		Incorporated by reference
§70.32 (a)(9)	Conditions of licenses	7:28-60.1	H&S	N		Incorporated by reference
§70.32 (b)(2) & (b)(5)	Conditions of licenses		D	N/A		
§70.33	Renewal of licenses		D	N/A		
§70.34	Amendment of licenses		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.35	Commission action on applications to renew or amend		D	N/A		
§70.36	Inalienability of licenses	7:28-60.1	C	N		Incorporated by reference
§70.37	Disclaimer of warranties		NRC			
§70.38 (a), (b) & (k)(4)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas		D	N/A		
§70.38 (c), (d), (e), (f), (g), (h),(i), (j) & (k)(1), (2) & (3)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	7:28-60.1	H&S	N		Incorporated by reference

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.39	Specific licenses for the manufacture or initial transfer of calibration sources	7:28-60.1	C	N		Incorporated by reference
§70.40	Ineligibility of certain applicants		NRC			
§70.41	Authorized use of special nuclear material	7:28-60.1	C	N		Incorporated by reference
§70.42	Transfer of special nuclear material	7:28-60.1	C	N		Incorporated by reference
§70.42 (b)(6)	Transfer of special nuclear material		NRC			
§70.44	Creditor Requirements		NRC			
§70.50	Reporting requirements	7:28-60.1	C	N		Incorporated by reference
§70.50 (c)(3)	Reporting requirements		D	N/A		

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.51 (a) & (b)	Material balance, inventory, and records requirements	7:28-60.1	C	N		Incorporated by reference
§70.51 (c), (d) & (e)	Material balance, inventory, and records requirements		NRC			
§70.52	Reports of accidental critically or loss or theft or attempted theft of special nuclear material		NRC			
§70.53	Material status reports		NRC			
§70.54	Nuclear material transfer reports		NRC			
§70.55	Inspections		NRC			
§70.55 (a)(b)	Inspections		D	N/A		
§70.56	Tests		NRC			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.56 (a)(b)	Tests		D	N/A		
§70.57	Measurement control program for special nuclear material accounting and control		NRC			
§70.58	Fundamental nuclear material controls		NRC			
§70.59	Effluent monitoring reporting requirements		NRC			
§70.60	Applicability		NRC			
§70.61	Performance requirements		NRC			
§70.62	Safety program and integrated safety analysis		NRC			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.64	Requirements for new facilities or new processes at existing facilities		NRC			
§70.65	Additional content of application		NRC			
§70.66	Additional requirements for approval of license application		NRC			
§70.72	Facility changes and change process		NRC			
§70.74	Additional reporting requirements		NRC			
§70.76	Backfitting		NRC			
§70.81	Modification and revocation of licenses		D			

NRC Regulation Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§70.82	Suspension and operation in war or national emergency		NRC			
§70.91	Violations		D			
§70.92	Criminal penalties		D			

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Please Note: The bracket " [ ] " around a compatibility category designation means that the Section may have been adopted elsewhere in a State rules and it is not necessary to adopt it again.

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.0 (a)(b)(e)(f)(g)	Purpose and Scope		D	N/A		
§71.0 (c)	Purpose and Scope	7:28-61.1	[B]	N		Incorporated by reference
§71.0 (d)	Purpose and Scope	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.0(d) which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 71.0(d). New Jersey should not incorporate by reference 10 CFR 71.0(d) in order to meet the Compatibility Category NRC designation assigned to 10 CFR 71.0(d). COMMENT GENERATED
§71.1	Communications and Records		D	N/A		
§71.2	Interpretations		D	N/A		
§71.3	Requirements for license	7:28-61.1	[B]	N		Incorporated by reference
§71.4	Definitions					

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	A_1	7:28-61.1	[B]	N		Incorporated by reference
	A_2	7:28-61.1	[B]	N		Incorporated by reference
	Carrier	7:28-61.1	[B]	N		Incorporated by reference
	Certificate holder	7:28-61.1	[B]	N		Incorporated by reference
	Certificate of Compliance (CoC)	7:28-61.1	[B]	N		Incorporated by reference
	Close reflection by water		D	N/A		
	Consignment	7:28-61.1	[B]	N		Incorporated by reference
	Containment system		D	N/A		
	Conveyance	7:28-61.1	[B]	N		Incorporated by reference
	Criticality Safety Index (CSI)	7:28-61.1	[B]	N		Incorporated by reference
	Deuterium	7:28-61.1	B	N		Incorporated by reference
	DOT		[D]	N/A		

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Exclusive use	7:28-61.1	[B]	N		Incorporated by reference
	Fissile material	7:28-61.1	[B]	N		Incorporated by reference
	Licensed material		[D]	N/A		
	Low Specific Activity (LSA) material	7:28-61.1	[B]	N		Incorporated by reference
	Low toxicity alpha emitters	7:28-61.1	[B]	N		Incorporated by reference
	Maximum normal operating pressure		D	N/A		
	Natural thorium	7:28-61.1	[B]	N		Incorporated by reference
	Normal form radioactive material	7:28-61.1	[B]	N		Incorporated by reference
	Optimum interspersed hydrogenous moderation		D	N/A		
	Package	7:28-61.1	[B]	N		Incorporated by reference

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
	Packaging	7:28-61.1	[B]	N		Incorporated by reference
	Special form radioactive material	7:28-61.1	[B]	N		Incorporated by reference
	Specific activity	7:28-61.1	[B]	N		Incorporated by reference
	Spent nuclear fuel		D	N/A		
	State		D	N/A		
	Surface Contaminated Object (SCO)	7:28-61.1	[B]	N		Incorporated by reference
	Transport Index (TI)	7:28-61.1	[B]	N		Incorporated by reference
	Type A quantity	7:28-61.1	[B]	N		Incorporated by reference
	Type B quantity	7:28-61.1	[B]	N		Incorporated by reference
	Unirradiated uranium	7:28-61.1	[B]	N		Incorporated by reference
	Uranium-natural, depleted, enriched	7:28-61.1	[B]	N		Incorporated by reference

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.5	Transportation of licensed material	7:28-61.1	[B]	N		Incorporated by reference
§71.6	Information collection requirements: OMB approval		D	N/A		
§71.7	Completeness and accuracy of information		D	N/A		
§71.8	Deliberate misconduct	7:28-61.1	C	N		Incorporated by reference
§71.9	Employee protection		D	N/A		
§71.10	Public inspection of application		D	N/A		
§71.11	Reserved					
§71.12	Specific exemptions		D	N/A		
§71.13	Exemption of physicians	7:28-61.1	B	N		Incorporated by reference
§71.14 (a)	Exemption for low-level materials	7:28-61.1	[B]	N		Incorporated by reference

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.14 (b)	Exemption for low-level materials	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.14(b) which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 71.14(b). New Jersey should not incorporate by reference 10 CFR 71.14(b) in order to meet the Compatibility Category NRC designation assigned to 10 CFR 71.14(b). COMMENT GENERATED
§71.15	Exemption from classification as fissile material	7:28-61.1	[B]	N		Incorporated by reference
§71.16	Reserved					
§71.17	General license: NRC-approved package	7:28-61.1	[B]	N		Incorporated by reference
§71.18	Reserved					

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.19	Previously approved package	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.19 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. The State should not adopt 10 CFR 71.19. New Jersey should not incorporate by reference 10 CFR 71.19 in order to meet the Compatibility Category NRC designation assigned to 10 CFR 71.19. COMMENT GENERATED
§71.20	General license: DOT specification container	7:28-61.1	[B]	N		Incorporated by reference
§71.21	General license: Use of foreign package	7:28-61.1	[B]	N		Incorporated by reference
§71.22	General license: Fissile material	7:28-61.1	[B]	N		Incorporated by reference
§71.23	General license: Plutoniumberylliu m special form material	7:28-61.1	[B]	N		Incorporated by reference
§71.24	Reserved					
§71.25	Reserved					

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.31	Contents of application		NRC			
§71.33	Package description		NRC			
§71.35	Package evaluation		NRC			
§71.37	Quality assurance		NRC			
§71.38	Renewal of a certificate of compliance or quality assurance program approval		NRC			
§71.39	Requirements for additional information		NRC			
§71.41	Demonstration of compliance		NRC			
§71.43	General standards for all packages		NRC			
§71.45	Lifting and tie-down standards for all packages		NRC			

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.47	External radiation standards for all packages	7:28-61.1	[B]	N		Incorporated by reference
§71.51	Additional requirements for Type B packages		NRC			
§71.53	Reserved					
§71.55	General requirements for fissile material packages		NRC			
§71.57	Reserved					
§71.59	Standards for arrays of fissile material packages		NRC			
§71.61	Special requirements for Type B packages containing more than 10^5 A_2		NRC			

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.63	Special requirements for plutonium shipments		NRC			
§71.64	Special requirements for plutonium air shipments		NRC			
§71.65	Additional requirements		NRC			
§71.71	Normal conditions of transport		NRC			
§71.73	Hypothetical accident conditions		NRC			
§71.74	Accident conditions for air transport of plutonium		NRC			
§71.75	Qualification of special form radioactive material		NRC			
§71.77	Qualification of LSA-III material		NRC			

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.81	Applicability of operating controls and procedures		D	N/A		
§71.83	Assumptions as to unknown properties	7:28-61.1	[B]	N		Incorporated by reference
§71.85	Preliminary determinations	7:28-61.1	[B]	N		Incorporated by reference
§71.87	Routine determinations	7:28-61.1	[B]	N		Incorporated by reference
§71.88	Air transport of plutonium	7:28-61.1	[B]	N		Incorporated by reference
§71.89	Opening instructions	7:28-61.1	[B]	N		Incorporated by reference
§71.91	Records		D	N/A		
§71.93	Inspection and tests		D	N/A		
§71.95	Reports		D	N/A		
§71.97	Advance notification of shipment of irradiated reactor fuel and nuclear waste	7:28-61.1	B	N		Incorporated by reference
§71.99	Violations		D	N/A		

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.100	Criminal penalties		D	N/A		
§71.101 (a),(b)& (c)(1)	Quality assurance requirements	7:28-61.1	C	N		Incorporated by reference
§71.101 (c)(2), (d)&(e)	Quality assurance requirements	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.101(c)(2) which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.
§71.101 (f)	Quality assurance requirements		D			
§71.101 (g)	Quality assurance requirements	7:28-61.1	C	N		Incorporated by reference
§71.103 (a)&(b)	Quality assurance organization	7:28-61.1	C	N		Incorporated by reference
§71.103 (c)(d)(e)(f)	Quality assurance organization		D	N/A		

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.105	Quality assurance program	7:28-61.1	C	N		Incorporated by reference
§71.107	Package design control	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.107 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.
§71.109	Procurement document control	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.109 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.111	Instructions, procedures and drawings	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.111 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.
§71.113	Document control	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.113 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.
§71.115	Control of purchased material, equipment, and services	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.115 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.117	Identification and control of materials, parts and components	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.117 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.
§71.119	Control of special processes	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.119 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.
§71.121	Internal inspection	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.121 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.123	Test control	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.123 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.
§71.125	Control of measuring and test equipment	7:28-61.1	NRC	Y	Y	New Jersey adopts by reference 71.125 which is a Compatibility Category NRC. This is a NRC program element that addresses areas of regulation that cannot be relinquished to Agreement States pursuant to the Atomic Energy Act or provisions of 10 CFR regulations. However, because the State also adopts 71.101(b) by reference, which refers to 71.101-137. NRC staff recognize the discrepancy and do not require Agreement States to modify their regulations if this regulation was adopted until further notice.
§71.127	Handling, storage, and shipping control	7:28-61.1	[C]	N		Incorporated by reference
§71.129	Inspection, test, and operating status	7:28-61.1	[C]	N		Incorporated by reference
§71.131	Nonconforming materials, parts, or components	7:28-61.1	[C]	N		Incorporated by reference

NRC Section	Section Title	State Section	Compatibility Category	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not was a Comment Generated
§71.133	Corrective action	7:28-61.1	C	N		Incorporated by reference
§71.135	Quality assurance records	7:28-61.1	C	N		Incorporated by reference
§71.137	Audits	7:28-61.1	C	N		Incorporated by reference
Appendix A	Determination of A_1 and A_2	7:28-61.1	[B]	N		Incorporated by reference

PART 150-EXEMPTIONS AND CONTINUED REGULATORY AUTHORITY IN AGREEMENT STATES AND IN OFFSHORE WATERS UNDER SECTION 274

Regulation Section	State Section	**Section Title**	**Compatibility Category**	Difference Yes/No	Significant Yes/No	Comments
§150.1		Purpose	D	N/A		
§150.2		Scope	D	N/A		
§150.3		Definitions				
§150.3(a)		Act	D	N/A		
§150.3(b)	7:28-62	Agreement State	B	N		Incorporated by reference
§150.3(c)	7:28-62	Byproduct Material	A	N		Incorporated by reference
§150.3(d)		Commission	D	N/A		
§150.3(e)		Government Agency	D	N/A		
§150.3(f)	7:28-62	Offshore Waters	B	N		Incorporated by reference
§150.3(g)	7:28-62	Person	C	N		Incorporated by reference
§150.3(h)		Production facility	D	N/A		
§150.3(i)	7:28-62	Source material	A	N		Incorporated by reference
§150.3(j)	7:28-62	Special nuclear material	A	N		Incorporated by reference
§150.3(k)		State	D	N/A		
§150.3(l)		Utilization facility	D	N/A		
§150.3(m)		Uranium enrichment facility	D	N/A		
§150.4		Communications	D	N/A		
§150.5		Interpretations	D	N/A		

Regulation Section	State Section	**Section Title**	**Compatibility Category**	Difference Yes/No	Significant Yes/No	Comments
§150.7		Persons in offshore waters not exempt	NRC	N/A		
§150.8		Information collection requirements: OMB approval	D	N/A		
§150.10		Persons exempt	NRC	N/A		
§150.11	7:28-62	Critical mass	B	N		Incorporated by reference
§150.14		Commission regulatory authority for physical protection	NRC	N/A		
§150.15		Persons not exempt	NRC	N/A		
§150.15a		Continued Commission authority pertaining to byproduct material	NRC	N/A		
§150.16		Submission to Commission of nuclear material transfer reports	NRC	N/A		

Regulation Section	State Section	**Section Title**	**Compatibility Category**	Difference Yes/No	Significant Yes/No	Comments
§150.17		Submission to Commission of source material reports	NRC	N/A		
§150.17a		Compliance with requirements of US/ IAEA safeguards agreement	NRC	N/A		
§150.19		Submission to Commission of tritium reports	NRC	N/A		

Regulation Section	State Section	Section Title	Compatibility Category	Difference Yes/No	Significant Yes/No	Comments
§150.20	7:28-62-1	Recognition of Agreement State licenses	C- paragraphs (a) & (b) & NRC- paragraphs (c) & (d)	Y	Y	As 150.20(b) is incorporated by reference, New Jersey would issue general licenses to Agreement States licensees, and not NRC licensees, to operate in areas of exclusive Federal jurisdiction and offshore waters, although these areas are specifically excludes under the reference to 150.20(a). New Jersey does not have the authority to issue general licenses to operate in areas of exclusive Federal jurisdiction and off shore waters. New Jersey can only issue general licenses to Agreement State and NRC licensees wishing to operate within New Jersey's jurisdiction. New Jersey needs to modify their incorporation of Part 150 by reference, specifically 150.20(b), to clarify that general licenses will not be issued to operate in areas of exclusive Federal jurisdiction and offshore waters but within New Jersey's jurisdiction, and that reciprocity licenses will be issued to other Agreement State and NRC licensees, not just Agreement State licensees. COMMENT GENERATED
§150.21		Transportation of special nuclear material by aircraft	NRC	N/A		Not incorporated by reference
§150.30		Violations	D	N/A		

Regulation Section	State Section	Section Title	Compatibility Category	Difference Yes/No	Significant Yes/No	Comments
§150.31	7:28-62	Requirements for Agreement State regulation of byproduct material	C- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority	N		State adopted this regulation by reference, but isn't seeking 11e.(2) authority.
§150.32	7:28-62	Funds for reclamation or maintenance of byproduct material	C- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority	N		State adopted this regulation by reference, but isn't seeking 11e.(2) authority.
§150.33		Criminal penalties	D	N/A		

PART 150-EXEMPTIONS AND CONTINUED REGULATORY AUTHORITY IN AGREEMENT STATES AND IN OFFSHORE WATERS UNDER SECTION 274

Regulation Section	State Section	Section Title	Compatibility Category	Difference Yes/No	Significant Yes/No	Comments
§150.1		Purpose	D	N/A		
§150.2		Scope	D	N/A		
§150.3		Definitions				
§150.3(a)		Act	D	N/A		
§150.3(b)	7:28-62	Agreement State	B	N		Incorporated by reference

Regulation Section	State Section	**Section Title**	**Compatibility Category**	Difference Yes/No	Significant Yes/No	Comments
§150.3(c)	7:28-62	Byproduct Material	A	N		Incorporated by reference
§150.3(d)		Commission	D	N/A		
§150.3(e)		Government Agency	D	N/A		
§150.3(f)	7:28-62	Offshore Waters	B	N		Incorporated by reference
§150.3(g)	7:28-62	Person	C	N		Incorporated by reference
§150.3(h)		Production facility	D	N/A		
§150.3(i)	7:28-62	Source material	A	N		Incorporated by reference
§150.3(j)	7:28-62	Special nuclear material	A	N		Incorporated by reference
§150.3(k)		State	D	N/A		
§150.3(l)		Utilization facility	D	N/A		
§150.3(m)		Uranium enrichment facility	D	N/A		
§150.4		Communications	D	N/A		
§150.5		Interpretations	D	N/A		
§150.7		Persons in offshore waters not exempt	NRC	N/A		
§150.8		Information collection requirements: OMB approval	D	N/A		
§150.10		Persons exempt	NRC	N/A		

Regulation Section	State Section	Section Title	Compatibility Category	Difference Yes/No	Significant Yes/No	Comments
§150.11	7:28-62	Critical mass	B	N		Incorporated by reference
§150.14		Commission regulatory authority for physical protection	NRC	N/A		
§150.15		Persons not exempt	NRC	N/A		
§150.15a		Continued Commission authority pertaining to byproduct material	NRC	N/A		
§150.16		Submission to Commission of nuclear material transfer reports	NRC	N/A		
§150.17		Submission to Commission of source material reports	NRC	N/A		
§150.17a		Compliance with requirements of US/ IAEA safeguards agreement	NRC	N/A		

Regulation Section	State Section	Section Title	Compatibility Category	Difference Yes/No	Significant Yes/No	Comments
§150.19		Submission to Commission of tritium reports	NRC	N/A		
§150.20	7:28-62-1	Recognition of Agreement State licenses	C- paragraphs (a) & (b) & NRC- paragraphs (c) & (d)	Y	Y	As 150.20(b) is incorporated by reference, New Jersey would issue general licenses to Agreement States licensees, and not NRC licensees, to operate in areas of exclusive Federal jurisdiction and offshore waters, although these areas are specifically excludes under the reference to 150.20(a). New Jersey does not have the authority to issue general licenses to operate in areas of exclusive Federal jurisdiction and off shore waters. New Jersey can only issue general licenses to Agreement State and NRC licensees wishing to operate within New Jersey's jurisdiction. New Jersey needs to modify their incorporation of Part 150 by reference, specifically 150.20(b), to clarify that general licenses will not be issued to operate in areas of exclusive Federal jurisdiction and offshore waters but within New Jersey's jurisdiction, and that reciprocity licenses will be issued to other Agreement State and NRC licensees, not just Agreement State licensees. COMMENT GENERATED
§150.21		Transportation of special nuclear material by aircraft	NRC	N/A		Not incorporated by reference

Regulation Section	State Section	**Section Title**	**Compatibility Category**	Difference Yes/No	Significant Yes/No	Comments
§150.30		Violations	D	N/A		
§150.31	7:28-62	Requirements for Agreement State regulation of byproduct material	C- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority	N		State adopted this regulation by reference, but isn't seeking 11e.(2) authority.
§150.32	7:28-62	Funds for reclamation or maintenance of byproduct material	C- States with authority to regulate uranium mill activities (11e.(2) byproduct material) D- States without authority	N		State adopted this regulation by reference, but isn't seeking 11e.(2) authority.
§150.33		Criminal penalties	D	N/A		