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RECORD #207

TITLE: Licensing of Industrial Radiographers at NRC Licensed  
Operating Reactors and Reactor Construction Sites

FICHE:



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555

Ref: SA/JOL

AUG 29 1983

*Not in HPP*

ALL AGREEMENT STATES

INTERPRETATIVE LETTER 83-3: LICENSING OF INDUSTRIAL RADIOGRAPHERS AT NRC  
LICENSED OPERATING REACTORS AND AT REACTOR CONSTRUCTION SITES

On March 24, 1981 we furnished interpretative guidance regarding the use of radioactive materials at reactor construction sites where NRC retains exclusive jurisdiction over materials possessed and used by the utility which are "directly connected with operations and are needed during the construction and pre-operational phases of a reactor." On February 24, 1983, we asked that you check your license files to determine if Agreement State licenses still existed covering such activities (see enclosure for background).

As a result of the February 24, 1983 letter, we received inquiries concerning the licensing of industrial radiography operations not only at reactor construction sites but also at NRC licensed operating reactors. In some cases, the radiography was performed by contracted radiographers and other cases by the utility. In these cases, the radiography was performed to satisfy NRC quality assurance requirements. Query: Are such radiography operations considered to be "directly connected with operations" and therefore subject to exclusive NRC jurisdiction?

Our office of the Executive Legal Director was asked to review the question. We are advised that such radiography is subject to Agreement State jurisdiction when occurring in Agreement States (unless other factors apply such as exclusive Federal jurisdiction over the land where the reactor is sited or the reactor is being built or operated by a Federal Agency).

If you have any questions, please call our regional staff or Joel Lubenau.

*Donald A. Nussbaumer*

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Enclosure:  
As stated

cc: J. Hickey, FCML w/encl.  
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