

## U.S. NUCLEAR REGULATORY COMMISSION

Amendment No. 18

**MATERIALS LICENSE**

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974 (Public Law 93-438), and Title 10, Code of Federal Regulations, Chapter I, Parts 30, 31, 32, 33, 34, 35, 36, 39, 40, and 70, and in reliance on statements and representations heretofore made by the licensee, a license is hereby issued authorizing the licensee to receive, acquire, possess, and transfer byproduct, source, and special nuclear material designated below; to use such material for the purpose(s) and at the place(s) designated below; to deliver or transfer such material to persons authorized to receive it in accordance with the regulations of the applicable Part(s). This license shall be deemed to contain the conditions specified in Section 183 of the Atomic Energy Act of 1954, as amended, and is subject to all applicable rules, regulations, and orders of the Nuclear Regulatory Commission now or hereafter in effect and to any conditions specified below.

<p>Licensee</p> <p>1. U.S. Environmental Protection Agency Ecosystems Research Division</p> <p>2. 960 College Station Road Athens, Georgia 30605</p>	<p>In accordance with the application dated July 19, 2012,</p> <p>3. License number 10-10146-01 is amended in its entirety to read as follows:</p> <hr/> <p>4. Expiration date October 31, 2022</p> <hr/> <p>5. Docket No. 030-04004 Reference No.</p>	
<p>6. Byproduct, source, and/or special nuclear material</p> <p>A. Hydrogen 3</p> <p>B. Carbon 14</p> <p>C. Sulfur 35</p> <p>D. Nickel 63</p> <p>E. Nickel 63</p>	<p>7. Chemical and/or physical form</p> <p>A. Any</p> <p>B. Any</p> <p>C. Any</p> <p>D. Any</p> <p>E. Foils and/or plated sources in detector cells (AEA Technology Models NBC, NBCD and Custom Plated Source; DuPont Merck Pharmaceuticals Models NER-004 and NER-004P; Isotope Products Labs Model Custom Plated Source; New England Nuclear Model Custom Plated Source; NRD Model N-1001; Safety Light Models LAB 508-3 and LAB-847)</p>	<p>8. Maximum amount that licensee may possess at any one time under this license</p> <p>A. 15 millicuries</p> <p>B. 50 millicuries</p> <p>C. 5 millicuries</p> <p>D. 1 millicurie</p> <p>E. 15 millicuries per source and 300 millicuries total</p>
<p>9. Authorized use:</p> <p>A. through C. Research and development as defined in 10 CFR 30.4.</p> <p>D. For possession and use as an analysis standard.</p>		

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- E. To be used for sample analysis in compatible gas chromatography devices that have been registered either with the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or with an Agreement State and have been distributed in accordance with a Commission or Agreement State specific license authorizing distribution to persons specifically authorized by a Commission or Agreement State license to receive, possess, and use the devices.

**CONDITIONS**

10. Licensed material may be used or stored only at the licensee's facilities located at the Ecosystems Research Division, 960 College Station Road, Athens, Georgia, and the Field Research Annex, 625 Bailey Street, Athens, Georgia.
11. A. Licensed material shall be used by, or under the supervision of, Jim Bellah, Demont Bouchard, Dalizza Colón, Brenda Kitchens, James L. Kitchens, Marirosa Molina, and David Spidle.
- B. The Radiation Safety Officer for this license is James L. Kitchens.
12. The licensee shall not use licensed material in or on human beings.
13. The licensee shall not use licensed material in field applications where it is released except as provided otherwise by specific condition of this license.
14. Sealed sources or detector cells containing licensed material shall not be opened or sources removed from source holders by the licensee.
15. A. Sealed sources shall be tested for leakage and/or contamination at intervals not to exceed six months or at the intervals specified in the certificate of registration issued by the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or under equivalent regulations of an Agreement State.
- B. In the absence of a certificate from a transferor indicating that a leak test has been made within the intervals specified in the certificate of registration issued by the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or under equivalent regulations of an Agreement State, prior to the transfer, a sealed source received from another person shall not be put into use until tested and the test results received.
- C. Sealed sources need not be tested if they contain only hydrogen-3; or they contain only a radioactive gas; or the half-life of the isotope is 30 days or less; or they contain not more than 100 microcuries of beta- and/or gamma-emitting material or not more than 10 microcuries of alpha-emitting material.

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- D. Sealed sources need not be tested if they are in storage and are not being used; however, when they are removed from storage for use or transferred to another person and have not been tested within the required leak test interval, they shall be tested before use or transfer. No sealed source shall be stored for a period of more than 10 years without being tested for leakage and/or contamination.
- E. The leak test shall be capable of detecting the presence of 0.005 microcurie (185 becquerels) of radioactive material on the test sample. If the test reveals the presence of 0.005 microcurie (185 becquerels) or more of removable contamination, a report shall be filed with the U.S. Nuclear Regulatory Commission in accordance with 10 CFR 30.50(c)(2), and the source shall be removed immediately from service and decontaminated, repaired, or disposed of in accordance with Commission regulations.
- F. Tests for leakage and/or contamination, including leak test sample collection and analysis, shall be performed by the licensee or by other persons specifically licensed by the U.S. Nuclear Regulatory Commission or an Agreement State to perform such services.
- G. Records of leak test results shall be kept in units of microcuries and shall be maintained for 5 years.
16. The licensee shall conduct a physical inventory every six months, or at other intervals approved by the U.S. Nuclear Regulatory Commission, to account for all sources and/or devices received and possessed under the license. Records of inventories shall be maintained for 5 years from the date of each inventory and shall include the radionuclides, quantities, manufacturer's name and model numbers, and the date of the inventory.
17. Maintenance, repair, replacement, and disposal of foils contained in detector cells shall be performed only by the device manufacturer or other persons specifically authorized by the U.S. Nuclear Regulatory Commission or an Agreement State to perform such services.
18. The licensee is authorized to perform cleaning of detector cell assemblies in accordance with the device manufacturer's written instructions and the statements and procedures contained in letters dated August 20, 1992 and August 25, 1992. Foil and/or plated sources containing licensed material shall not be removed from the detector by the licensee.
19. A. Detector cells containing a titanium tritide foil or a scandium tritide foil shall only be used in conjunction with a properly operating temperature control mechanism which prevents the foil temperatures from exceeding that specified in the certificate of registration referred to in 10 CFR 32.210.

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- B. When in use, detector cells containing a titanium tritide foil or a scandium tritide foil shall be vented to the outside.
20. The licensee is authorized to transport licensed material in accordance with the provisions of 10 CFR Part 71, "Packaging and Transportation of Radioactive Material."
21. Except as specifically provided otherwise in this license, the licensee shall conduct its program in accordance with the statements, representations, and procedures contained in the documents, including any enclosures, listed below. The U.S. Nuclear Regulatory Commission's regulations shall govern unless the statements, representations, and procedures in the licensee's application and correspondence are more restrictive than the regulations.
- A. Letter dated August 20, 1992 (ML022390501)
  - B. Letter dated August 25, 1992 (ML022390496)
  - C. Application dated July 19, 2012 (ML12221A092)
  - D. Letter received September 19 and 25, 2012 with attachment (ML12270A073 and ML12284A435)

For the U.S. Nuclear Regulatory Commission

Date October 16, 2012

By

***Original signed by Elizabeth Ullrich***Elizabeth Ullrich  
Commercial and R&D Branch  
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