

Proposed Rules for RATS 2011-2

Part 30.4

333-102-0203 Definitions

(9) "Commencement of construction" means taking any action defined as "construction" or any other activity at the site of a facility subject to the regulations in this division that has a reasonable nexus to radiological health and safety. ~~any clearing of land, excavation or other substantial action related to a proposed activity for specific licensing that can adversely affect the natural environment of a site.~~

(10) "Construction" means the installation of foundations, or in-place assembly, erection, fabrication, or testing for any structure, system, or component of a facility or activity subject to the regulations in this part that are related to radiological safety or security. The term "construction" does not include:

- (a) Changes for temporary use of the land for public recreational purposes;
- (b) Site exploration, including necessary borings to determine foundation conditions or other preconstruction monitoring to establish background information related to the suitability of the site, the environmental impacts of construction or operation, or the protection of environmental values;
- (c) Preparation of the site for construction of the facility, including clearing of the site, grading, installation of drainage, erosion and other environmental mitigation measures, and construction of temporary roads and borrow areas;
- (d) Erection of fences and other access control measures that are not related to the safe use of, or security of, radiological materials subject to this part;
- (e) Excavation;
- (f) Erection of support buildings (*e.g.*, construction equipment storage sheds, warehouse and shop facilities, utilities, concrete mixing plants, docking and unloading facilities, and office buildings) for use in connection with the construction of the facility;
- (g) Building of service facilities (*e.g.*, paved roads, parking lots, railroad spurs, exterior utility and lighting systems, potable water systems, sanitary sewerage treatment facilities, and transmission lines);
- (h) Procurement or fabrication of components or portions of the proposed facility occurring at other than the final, in-place location at the facility; or
- (i) Taking any other action that has no reasonable nexus to radiological health and safety

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Part 36.2
OAR 333-121-0010(2)

333-121-0010 Definitions

- (1) "Annually" means at intervals not to exceed one year.
- (2) "Commencement of construction" means taking any action defined as "construction" or any other activity at the site of a facility subject to the regulations in this division that has a reasonable nexus to radiological health and safety.
- (3) "Construction" means the installation of foundations, or in-place assembly, erection, fabrication, or testing for any structure, system, or component of a facility or activity subject to the regulations in this part that are related to radiological safety or security. The term "construction" does not include:
 - (a) Changes for temporary use of the land for public recreational purposes;
 - (b) Site exploration, including necessary borings to determine foundation conditions or other preconstruction monitoring to establish background information related to the suitability of the site, the environmental impacts of construction or operation, or the protection of environmental values;
 - (c) Preparation of the site for construction of the facility, including clearing of the site, grading, installation of drainage, erosion and other environmental mitigation measures, and construction of temporary roads and borrow areas;
 - (d) Erection of fences and other access control measures that are not related to the safe use of, or security of, radiological materials subject to this part;
 - (e) Excavation;
 - (f) Erection of support buildings (*e.g.*, construction equipment storage sheds, warehouse and shop facilities, utilities, concrete mixing plants, docking and unloading facilities, and office buildings) for use in connection with the construction of the facility;
 - (g) Building of service facilities (*e.g.*, paved roads, parking lots, railroad spurs, exterior utility and lighting systems, potable water systems, sanitary sewerage treatment facilities, and transmission lines);
 - (h) Procurement or fabrication of components or portions of the proposed facility occurring at other than the final, in-place location at the facility; or
 - (i) Taking any other action that has no reasonable nexus to radiological health and safety

Part 36.13
OAR 333-121-0020(1)

(1) Applications for specific licenses shall be filed on a form prescribed by the Authority **and satisfy the general requirements specified in 333-102-0200.**

Part 39.13
OAR 333-113-0007

333-113-0007

Specific Licenses For Well Logging.

(1) A person, as defined in 333-100-0005 must file an application for a specific license authorizing the use of radioactive materials for well logging in accordance with 333-102-0190.

(2) The Authority will approve an application for a specific license for the use of radioactive material in well logging if the applicant meets the following requirements:

(a) The applicant must satisfy the general requirements specified in 333-102-0200 for radioactive material and any special requirements contained in this division.

(b) The applicant must develop a program for training well logging supervisors and well logging assistants and submit to the Authority a description of this program which specifies the:

(A) Initial training;

(B) On-the-job training;

(C) Annual safety reviews provided by the licensee;

(D) Means the applicant will use to demonstrate the logging supervisor's knowledge and understanding of and ability to comply with the Authority's rules and licensing requirements and the applicant's operating and emergency procedures; and

(E) Means the applicant will use to demonstrate the logging assistant's knowledge and understanding of and ability to comply with the applicant's operating and emergency procedures.

(c) The applicant must submit to the Authority written operating and emergency procedures as described in 333-113-0205 or an outline or summary of the procedures that includes the important radiation safety aspects of the procedures.

(d) The applicant must establish and submit to the Authority its program for annual inspections of the job performance of each logging supervisor to ensure that the Authority's rules, license requirements, and the applicant's operating and emergency procedures are followed. Inspection records must be retained in accordance with 333-100-0057.

(e) The applicant must submit a description of its overall organizational structure as it applies to the radiation safety responsibilities in well logging, including specified delegations of authority and responsibility.

(f) If an applicant wants to perform leak testing of sealed sources, the applicant must identify the manufacturers and the model numbers of the leak test kits to be used. If the applicant wants to analyze its own wipe samples, the applicant must establish procedures to be followed and submit a description of these procedures to the Authority. The description must include the:

- (A) Instruments to be used;
- (B) Methods of performing the analysis; and
- (C) Pertinent experience of the person who will analyze the wipe samples.

Stat. Auth.: ORS 453.635

Stats. Implemented: ORS 453.605 - 453.807

Hist: PH 12-2006, f. & cert. ef. 6-16-06; PH 4-2007, f. & cert. ef. 3-1-07

Part 40.4

Definitions added in 333-102-0203

Part 70.4

Definitions added in 333-102-0203

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