

The licensee shall comply with Title 10 of the Code of Federal Regulations, Part 37, “Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material,” except as follows:

- (a) Sections 37.1, 37.3, 37.7, 37.9, 37.11(a-b), 37.13, 37.43(d)(9), 37.77(f), 37.105, 37.107, and 37.109 are excluded.
- (b) Any reference to the Commission or NRC shall be deemed to be a reference to the New York City Office of Radiological Health, except:
 - (1) 37.5 Definitions: *Agreement State*, *Byproduct material*, *Commission*, *Fingerprint orders*, *Person*,
 - (2) 37.25(b),
 - (3) 37.27(a) and (c),
 - (4) 37.29(a),
 - (5) 37.71 referring to NRC’s license verification system.
- (c) 37.71 “licensee of the Commission or an Agreement State” shall be deemed to be a reference to “licensee of the New York City Department of Health and Mental Hygiene, NRC, or an Agreement State.”
- (d) In lieu of the address given in 37.27(c), licensees shall submit fingerprint cards or records to Director, Division of Facilities and Security, U.S. NRC, 11545 Rockville Pike, Rockville, Maryland 20852, ATTN: Criminal History Program/Mail Stop TWB-05 B32M.
- (e) The reference in Part 37.71 to §30.41(d) of the NRC regulations shall be deemed a reference to section §175.101(l)(4) of the New York City Health Code.
- (f) License required reports of events or notifications in 37.41, 37.45, 37.57, 37.77(a)-(d), 37.81, shall be sent to the New York City Department of Health and Mental Hygiene, Office of Radiological Health, at the address provided in §175.01(c) of the New York City Health Code, instead of to the NRC.