

TCEQ Radioactive Substance Rule Update

Changes to TCEQ Section 30 TAC	Title	NRC Section 10 CFR	Compatibility Category	Summary of Change to CFR	Difference Yes/No	Significant Yes/No	If Difference, Why or Why Not Was a Comment Generated
§336.2(20), (20)(B), (89)(B)(iv), (99), (126), (170)	Definitions	§20.1003	A	The definitions in this section will have the spelling of “byproduct” changed to “by-product”	Yes	No	Difference is only in spelling (use of a hyphen)
§336.208(a)(3)	Radiation safety officer	NA	NA	Revise paragraph (a)(3) to read as follows: “have additional training in health physics or radiation safety as determined by the Executive Director.”	NA	NA	
§336.329(4)	Exemptions to labeling requirements	§20.1905 (d), footnote 3	A	The references in this paragraph will be changed as follows: “(m) and (w) as amended through September 29, 1989” will be removed from “49 CFR 173.403 (m) and (w) as amended through September 29, 1989” and “49 CFR 172.436-172.440 as amended through December 20, 1991” will be changed to “49 CFR 173.421-424”	Yes	No	Is being changed in this rulemaking. The NRC rule has “(m) and (w)” for 49 CFR 173.403 but TCEQ removed “(m) and (w)” since the current rule 49 CFR 173.403 (which is a list of definitions) does not have any letter subdivision. In other words, there is no 173.403(m) or 173.403(w) anymore, only 173.403

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§336.331(a), (b), (c), (d)(5), (f), and (i)	Transfer of byproduct material	§30.41	C	The definitions in this section will have the spelling of “byproduct” changed to “by-product”	Yes	No	Difference is only in spelling (use of a hyphen)
§336.332(a)	Preparation of radioactive material for transport	NA (no specific correlation with 10 CFR §71)	NA	The definitions in this section will have the spelling of “byproduct” changed to “by-product”	Yes	No	Difference is only in spelling (use of a hyphen)
§336.336(a)(1), (4)	Tests	§30.53	D	The definitions in this section will have the spelling of “byproduct” changed to “by-product”	Yes	No	Difference is only in spelling (use of a hyphen)
§341(e)	Records of waste disposal	§20.2108 (a)	C	The definitions in this section will have the spelling of “byproduct” changed to “by-product”	Yes	No	Difference is only in spelling (use of a hyphen)
§336.625(c), (c)(1), (i)(1)	Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas	§30.36(c)	H&S	The definitions in this section will have the spelling of “byproduct” changed to “by-product”	Yes	No	Difference is only in spelling (use of a hyphen)

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§336.701(b)(2)	Purpose and scope	§61.1(b)(2)	D	The definitions in this section will have the spelling of “byproduct” changed to “by-product” and change the reference from §336.2(13)(B) to §336.2(20)(B)	Yes	No	Difference is only in spelling (use of a hyphen)
§336.1215(a)(5)	Issuance of licenses	NA	NA	Revise paragraph (a)(5) to read as follows: qualifications of the designated radiation safety officer (RSO) as stated in §336.208 of this title (relating to Radiation Safety Officer)	NA	NA	