

1 15A NCAC 11 .1633 is amended with changes as published in NCR 27:22, pp. 2031-2073, as follows:

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3 **15A NCAC 11 .1633 TRANSFER FOR DISPOSAL AND MANIFESTS**

4 (a) The requirements of this Rule and Appendix G to 10 CFR Part 20, incorporated by reference in Rule .0117 of
5 this Chapter, are designed to:

6 (1) control transfers of low-level radioactive waste by any waste generator, waste collector, or waste
7 processor licensee, as defined in Appendix G to 10 CFR Part 20, who ships low-level waste either
8 directly, or indirectly through a waste collector or waste processor, to a licensed low-level waste
9 disposal facility, as defined in Rule .1202 of this Chapter;

10 (2) establish a manifest tracking system; and

11 (3) supplement existing requirements concerning transfers and recordkeeping for those wastes.

12 (b) Any licensee shipping radioactive waste intended for ultimate disposal at a licensed land disposal facility shall
13 document the information required on the U.S. Nuclear Regulatory Commission's Uniform Low-Level Radioactive
14 Waste Manifest and transfer this recorded manifest information to the intended consignee in accordance with this
15 Rule and Appendix G to 10 CFR Part 20.

16 (c) Each shipment manifest shall include a certification by the waste generator as specified in Appendix G to 10
17 CFR Part 20.

18 (d) Each person involved in the transfer for disposal and disposal of waste, including the waste generator, waste
19 collector, waste processor, and disposal facility operator, shall comply with the requirements specified in this Rule
20 and Appendix G to 10 CFR Part 20.

21 (e) Reports and notifications required to be made to the nearest regional administrator by Appendix G to 10 CFR
22 Part 20 shall, instead, be made to the agency. shall be made to the agency instead.

23 (f) Any licensee shipping radioactive material as defined in Rule .0104 of this Chapter intended for ultimate
24 disposal at a land disposal facility as defined in Rule .1202 of this Chapter must document the information required
25 on the U.S. Nuclear Regulatory Commission's Uniform Low-Level Radioactive Waste Manifest and transfer this
26 recorded manifest information to the intended consignee in accordance with appendix G to {this} 10 CFR Part 20.
27 {20.(g);}

28 (g) Radioactive material as defined in Rule .0104 of this Chapter may be disposed of in accordance with Rule .1628
29 of this Section. {Section, even though it is not defined as low level radioactive waste,} Any licensed radioactive
30 material being disposed of at a facility, or transferred for ultimate disposal at a facility licensed under 10 CFR Part
31 61, must meet the requirements of this Rule.

32 (h) A licensee may dispose of radioactive material as defined in Rule .0104 of this Chapter {Chapter,} at a disposal
33 facility authorized to dispose of such material in accordance with any Federal or State solid or hazardous waste law,
34 including the Solid Waste Disposal Act established by {Act, as authorized under} the Energy Policy Act of 2005.

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37 *History Note: Authority G.S. 104E-7(a)(2),(a)(3); 104E-12(a);*

- 1 *Eff. January 1, 1994;*
- 2 *Amended Eff. October 1, 2013; April 1, 1999.*