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SUBCHAPTER 52. GENERAL DOMESTIC LICENSES FOR BYPRODUCT MATERIAL

7:28-52.1 Incorporation by reference

(a) Except as set forth in (b) and (c) below, this subchapter incorporates by reference [10 CFR 31](#).

(b) The following provisions of 10 CFR Part 31 are not incorporated by reference. If there is a cross reference to a Federal citation specifically entirely excluded from incorporation, then the cross referenced citation is not incorporated by virtue of the cross reference:

1. 10 CFR Part 31.4, Information collection requirements: OMB approval

(c) The following provisions of 10 CFR Part 31 are incorporated by reference with the specified changes:

1. "Commission," "Nuclear Regulatory Commission," "NRC," and "U.S. Nuclear Regulatory Commission," as used in the provisions of Part 31 of the Code of Federal Regulations that are incorporated by reference, means the Department, except when specifically noted in this subchapter;

2. 10 CFR 31.2, delete "20," and add "and N.J.A.C. 7:28-6" after "of this chapter";

3. 10 CFR 31.5(c)(5), replace "§ 20.1402" with "N.J.A.C. 7:28-12";

4. 10 CFR 31.5(c)(9)(i), replace "20.2201, and 20.2202" with "and N.J.A.C. 7:28-6";

5. 10 CFR 31.5(c)(10), replace "§§ 20.2201, and 20.2202 of this chapter" with "N.J.A.C. 7:28-6";

6. 10 CFR 31.5(c)(10), delete "20," and add "and N.J.A.C. 7:28-6" after "of this chapter";

7. 10 CFR 31.5(c)(13)(ii), after "fee required by" replace "Section 170.31" with "N.J.A.C. 7:28-64";

8. 10 CFR 31.5(c)(13)(iv), the terms "NRC" and "Commission" mean the U.S. Nuclear Regulatory Commission;

9. 10 CFR 31.5(c)(14), replace "Director of Nuclear Material Safety and Safeguards, ATTN: GLTS, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001" with "Department";

10. 10 CFR 31.7(b), delete "20," and add "N.J.A.C. 7:28-6" after "of this chapter";

11. 10 CFR 31.7(b), replace "§§ 20.2201, and 20.2202" with "N.J.A.C. 7:28-6";

12. 10 CFR 31.8(c), delete "20," and add "," as well as N.J.A.C. 7:28-6" after the second "of this chapter";

13. 10 CFR 31.10(b)(1), replace "§ 20.2001" with "N.J.A.C. 7:28-6";

14. 10 CFR 31.10(b)(3), delete "20," and add "and N.J.A.C. 7:28-6,";

15. 10 CFR 31.10(b)(3), replace "§§ 20.2001, 20.2201, and 20.2202 of this chapter" with "N.J.A.C. 7:28-6";

16. 10 CFR 31.11(c)(5), replace "§ 20.2001" with "N.J.A.C. 7:28-6";

17. 10 CFR 31.11(e), add "radioactive materials" prior to "registrant";

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18. 10 CFR 31.11(f), delete “20,” and add “and N.J.A.C. 7:28-6” after “of this chapter” and

19. 10 CFR 31.11(f), replace “§§ 20.2001, 20.2201, and 20.2202” with “N.J.A.C. 7:28-6.”

(d) For those facilities whose radioactive materials are licensed solely by the Department, NRC Form 3, “Notice to Employees,” shall mean the Department’s Form RPP-14, “Notice to Employees, Standards for Protection Against Radiation,” available from the Department via the Department’s website at www.nj.gov/dep/rpp/rms/rmsdown.htm, or by requesting a copy by telephone during business hours at (609) 984-5462.

(e) Those facilities which possess a license for radioactive materials from both the Department and the NRC shall post both the NRC’s Form 3, “Notice to Employees,” and the Department’s Form RPP-14, “Notice to Employees, Standards for Protection Against Radiation.”

(f) Reports that are to be submitted to the Department pursuant to this subchapter shall be submitted to the address at N.J.A.C. 7:28-1.5.

(g) Requests for adjudicatory hearings shall be made in accordance with N.J.A.C. 7:28-4.17, and requirements governing requests for stay of the effective date of the Department decision for which an adjudicatory hearing is requested are set forth at N.J.A.C. 7:28-4.18.