

April 1998

RADIOACTIVE MATERIALS PROGRAM
Bureau of Radiation Control
Information Notice 98-03

Requirements for Possession, Transfer and Record Retention for Generally Licensed Devices

This information notice is applicable to general licensees with certain measuring, gauging and controlling devices as described in subsection 64E-5.206(4), Florida Administrative Code.

The general licensee is responsible for the disposal or transfer of generally licensed devices. Except as provided below, generally licensed devices must be disposed of or transferred to a specific licensee. Listed below are the regulations for generally licensed devices. Please contact our office if you have any questions.

Any person who owns, receives, acquires, possesses, uses, or transfers radioactive material in a device pursuant to the general license in paragraph 64E-5.206(4)(a);

1. Shall assure that all labels affixed to the device at the time of receipt, and bearing a statement that removal of the label is prohibited, are maintained thereon and shall comply with all instructions and precautions provided by such labels;
2. Shall assure that the device is tested for leakage of radioactive material and proper operation of the on-off mechanism and indicator, if any, at no longer than 6 month intervals or at such other intervals as are specified in the label;
3. Shall assure that other testing, installation, servicing and removal from installation involving the radioactive material, its shielding or containment, are performed:
 - a. In accordance with the instructions provided by the labels, or
 - b. By a person holding an applicable specific license from the department, the U.S. Nuclear Regulatory Commission, an agreement state or a Licensing State to perform such activities;
4. Shall maintain records showing compliance with the testing requirements above. The records shall show the results of tests. The records also shall show the dates of performance of, and the names of persons performing testing, installation, servicing and removal from installation concerning the radioactive material, its shielding or containment. Records of tests for leakage of radioactive material shall be maintained for at least a year after the next required leak test is performed or until the transfer or disposal of the sealed source. Records of tests of the on-off mechanism and indicator shall be maintained for at least a year after the next required test of the on-off mechanism and indicator is performed or until the sealed source is transferred or disposed. Records required by Item 3, above, shall be maintained for a period of at least 2 years from the date of the recorded event or until the transfer or disposal of the device;

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5. Upon the occurrence of a failure of or damage to, or any indication of a possible failure of or damage to, the shielding of the radioactive material or the on-off mechanism or indicator, or upon the detection of 0.005 microcurie (185 Bq) or more removable radioactive material, shall immediately suspend operation of the device until it has been repaired by the manufacturer or other person holding an applicable specific license from the department, the U.S. Nuclear Regulatory Commission, an agreement state or a Licensing State to repair such devices, or disposed of by transfer to a person authorized by an applicable specific license to receive the radioactive material contained in the device and, within 30 days, furnish to the department a report containing a brief description of the event and the remedial action taken;
6. Shall not abandon the device containing radioactive material;
7. Except as provided, below, shall transfer or dispose of the device containing radioactive material ONLY by transfer to a specific licensee of the department, the U.S. Nuclear Regulatory Commission, an agreement state or a Licensing State, whose specific license authorizes him to receive the device, and within 30 days after transfer of a device to a specific licensee, shall furnish to the department a report containing identification of the device by manufacturer's name and model number and the name and address of the person receiving the device. No report is required if the device is transferred to the specific licensee in order to obtain a replacement device;
8. Shall transfer the device to another general licensee only:
 - a. Where the device remains in use at a particular location. In such case the transferor shall give the transferee a copy of this regulation and any safety documents identified in the label on the device and within 30 days of the transfer, report to the department the manufacturer's name and model number of device transferred, the name and address of the transferee, and the name or position of an individual who may constitute a point of contact between the department and the transferee; or
 - b. Where the device is held in storage in the original shipping container at its intended location of use prior to initial use by a general licensee; and
9. Shall comply with the provisions of 64E-5.343 and 64E-5.344 for reporting radiation incidents, theft or loss of licensed material, but shall be exempt from the other requirements of Parts III and IX.

The general license described in paragraph 64E-5.206(4)(a), does not authorize the manufacture of devices containing radioactive material.

Also, the general license described in paragraph 64E-5.206(4)(a), F.A.C., is subject to the provisions of 64E-5.103 through 64E-5.104, 64E-5.213, 64E-5.215 and Part XV.

It is expected that you review this information for applicability to your facility and consider appropriate actions. No specific actions nor written response is required. If you have any questions or need additional information, please visit our website at <http://www.state.fl.us/health/radiation>, or contact us at (850) 487-2437.

