

POLICIES OF THE DEPARTMENT THAT RELATE TO RADIATION; AND

(2) CONSULT WITH AND ADVISE THE SECRETARY ON MATTERS THAT RELATE TO RADIATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 686(e).

In item (2) of this section, the former references to "problems" and "procedures" are deleted as included in "matters".

SUBTITLE 3. REGULATION OF RADIATION SOURCES.

8-301. RULES AND REGULATIONS GENERALLY.

(A) REQUIRED RULES AND REGULATIONS.

(1) SUBJECT TO SUBTITLE 4 OF THIS TITLE, THE SECRETARY SHALL ADOPT RULES AND REGULATIONS FOR GENERAL LICENSES AND SPECIFIC LICENSES THAT GOVERN:

(I) IONIZING RADIATION SOURCES AND BYPRODUCT MATERIAL;

(II) SPECIAL NUCLEAR MATERIAL; AND

(III) DEVICES THAT USE IONIZING RADIATION SOURCES, BYPRODUCT MATERIAL, OR SPECIAL NUCLEAR MATERIAL.

(2) THE RULES AND REGULATIONS SHALL PROVIDE FOR:

(I) THE ISSUANCE, AMENDMENT, SUSPENSION, OR REVOCATION OF GENERAL LICENSES AND SPECIFIC LICENSES; AND

(II) THE REGISTRATION OF IONIZING RADIATION SOURCES FOR WHICH A GENERAL LICENSE OR SPECIFIC LICENSE IS NOT REQUIRED.

(B) PERMITTED RULES AND REGULATIONS.

(1) THE SECRETARY MAY ADOPT RULES AND REGULATIONS THAT:

(I) REQUIRE REGISTRATION BY PERSONS GRANTED A GENERAL LICENSE; AND

(II) SUBJECT TO ANY REGISTRATION REQUIREMENTS THE SECRETARY REQUIRES, RECOGNIZE LICENSES ISSUED BY THE FEDERAL GOVERNMENT OR ANY OTHER STATE.

(2) IF THE SECRETARY FINDS THAT ALLOWING THE EXEMPTIONS WILL NOT CONSTITUTE A SIGNIFICANT RISK TO THE HEALTH AND SAFETY OF THE PUBLIC, THE SECRETARY MAY ADOPT