

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 687.

SUBTITLE 6. SHORT TITLE.

8-601. SHORT TITLE.

THIS TITLE MAY BE CITED AS THE "MARYLAND RADIATION ACT".

REVISOR'S NOTE: This section formerly appeared as Article 43, § 688.

"Protection" is deleted for the short title for consistency with the name of this revised title.

The only other changes are in style.

GENERAL REVISOR'S NOTE:

Former Article 43, § 683, which stated that existing rights were unimpaired by the enactment of the former Radiation Control subtitle, is deleted as unnecessary.

Former Article 43, § 684, which contained a general severability provision, is deleted as unnecessary in light of Article 1, § 23 of the Code.

Former Article 43, § 685 provided that the powers, duties, and functions vested in the Secretary under the former subtitle were not to be construed so as to affect other powers, duties, and functions vested in the Secretary under other laws. That section is deleted in light of HG § 2-104, which provides for the general rulemaking authority of the Secretary.

The definitions in § 8-101 (d) and (f) of this title are new language added for clarity. Former Article 43, § 689A(a), the precursor to §§ 8-101(d) and (f) and 8-301 of this title, used the undefined term "general and specific licensing". In adopting rules and regulations under the mandate of former § 689A(a), the Secretary followed a plan used in other "agreement states". An "agreement state" is one that has entered into an agreement with the federal government under a provision similar to § 8-108 of this title. The Secretary has adopted by reference (COMAR 10.14.02) model regulations published by the Nuclear Regulatory Commission and other agencies: "Suggested State Regulations for Control of Radiation, October, 1974" (SSR). The SSR establishes a 5 tier system of state regulation of users of ionizing radiation sources. Ranging from least to most restrictive, the levels are: