

4731.0575 APPLICATION APPROVAL REQUIREMENTS.

An application for a license under parts 4731.0525 to 4731.0630 shall be approved if the commissioner determines that:

A. the special nuclear material is to be used for the conduct of research or development activities of a type specified in parts 4731.3200 to 4731.3245, in activities licensed by the commissioner, or for such other uses as the commissioner determines to be appropriate to carry out the purposes of this chapter. Types of research and development activities specified in parts 4731.3200 to 4731.3245 are those relating to:

- (1) nuclear processes;
- (2) the theory and production of atomic energy, including processes, materials, and devices related to such production;
- (3) utilization of special nuclear material and radioactive material for medical, biological, agricultural, health, or military purposes;
- (4) utilization of special nuclear material, atomic energy, and radioactive material and processes entailed in the utilization or production of atomic energy or such material for all other purposes, including industrial use, the generation of usable energy, and the demonstration of the practical value of utilization or production facilities for industrial or commercial purposes; and
- (5) the protection of health and the promotion of safety during research and production activities;

B. the applicant is qualified by reason of training and experience to use the material for the purpose requested according to this chapter;

C. the applicant's proposed equipment and facilities are adequate to protect health and minimize danger to life or property;

D. the applicant's proposed procedures to protect health and to minimize danger to life or property are adequate; and

E. where the nature of the proposed activities is such as to require consideration by the commissioner, the applicant appears to be financially qualified to engage in the proposed activities according to parts 4731.0525 to 4731.0630.

Statutory Authority: *MS s 144.1202; 144.1203*

History: *29 SR 755*

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