

NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF PUBLIC HEALTH

CERTIFICATE - USE OF DEPLETED URANIUM
UNDER GENERAL LICENSE

180 NAC 3-007.04 establishes a general license authorizing a person to receive, acquire, possess, use, or transfer in accordance with the provisions of 180 NAC 3-007.04, items 2, 3, 4 and 5, depleted uranium contained in industrial products or devices for the purpose of providing a concentrated mass in a small volume of the product or device.

Possession of depleted uranium is not authorized under 180 NAC 3-007.04 until a licensee has filed Form NRH-11 and received from the Department a validated copy of NRH-11 with a certification number.

CONDITIONS AND LIMITATIONS OF GENERAL LICENSE 3-007.04

3-007.04 Depleted Uranium In Industrial Products and Devices.

1. A general license is hereby issued to receive, acquire, possess, use, or transfer, in accordance with the provisions of 180 NAC 3-007.04 items 2. through 5., depleted uranium contained in industrial products or devices for the purpose of providing a concentrated mass in a small volume of the product or device.
2. The general license in 180 NAC 3-007.04, item 1 applies only to industrial products or devices which have been manufactured either in accordance with a specific license issued to the manufacturer of the products or devices pursuant to 180 NAC 3-014.13 or in accordance with a specific license issued to the manufacturer by the U.S. Nuclear Regulatory Commission or an Agreement State which authorizes manufacture of the products or devices for distribution to persons generally licensed by the U.S. Nuclear Regulatory Commission or an Agreement State.
3. Persons who receive, acquire, possess, or use depleted uranium pursuant to the general license established by 180 NAC 3-007.04, item 1 must:
 - a. File Department Form NRH-11 "Certificate - Use of Depleted Uranium Under General License," with the Department. The form must be submitted within 30 days after the first receipt or acquisition of such depleted uranium. The registrant must furnish on Department Form NRH-11 the following information and such other information as may be required by that form:
 - (1) Name and address of the general licensee;
 - (2) A statement that the general licensee has developed and will maintain procedures designed to establish physical control over the depleted uranium described in 180 NAC 3-007.04, item 1 and designed to prevent transfer of such depleted uranium in any form, including metal scrap, to persons not authorized to receive the depleted uranium; and
 - (3) Name and/or title, address, and telephone number of the individual duly authorized to act for and on behalf of the general licensee in supervising the procedures identified in 180 NAC 3-007.04, item 3.a.(2).

- b. Report in writing to the Department any changes in information furnished by him in Department Form NRH-11 "Certificate - Use of Depleted Uranium Under General License." The report must be submitted within 30 days after the effective date of such change.
4. A person who receives, acquires, possesses, or uses depleted uranium pursuant to the general license established by 180 NAC 3-007.04, item 1 must:
 - a. Not introduce such depleted uranium, in any form, into a chemical, physical, or metallurgical treatment or process, except a treatment or process for repair or restoration of any plating or other covering of the depleted uranium.
 - b. Not abandon such depleted uranium.
 - c. Transfer or dispose of such depleted uranium only by transfer in accordance with the provisions of 180 NAC 3-025. In the case where the transferee receives the depleted uranium pursuant to the general license established by 180 NAC 3-007.04, item 1., the transferor must furnish the transferee a copy of this regulation and a copy of Department Form NRH-11. In the case where the transferee receives the depleted uranium pursuant to a general license contained in the U.S. Nuclear Regulatory Commission or Agreement State's regulation equivalent to 180 NAC 3-007.04, item 1., the transferor must furnish the transferee a copy of Title 180 and a copy of Department Form NRH-11 accompanied by a note explaining that use of the product or device is regulated by the U.S. Nuclear Regulatory Commission or Agreement State under requirements substantially the same as those in Title 180.
 - d. Within 30 days of any transfer, report in writing to the Department the name and address of the person receiving the depleted uranium pursuant to such transfer.
5. Any person receiving, acquiring, possessing, using, or transferring depleted uranium pursuant to the general license established by 180 NAC 3-007.04, item 1 is exempt from the requirements of 180 NAC 4 and 180 NAC 10 with respect to the depleted uranium covered by that general license.

INSTRUCTIONS

Submit this form in duplicate to the Department of Health and Human Services, Division of Public Health, Radiological Health, 301 Centennial Mall South, P.O. Box 95026, Lincoln, Nebraska 68509-5026.

A certification number will be assigned and a validated copy of NRH-11 will be returned.

(Print or Type)

1. Licensee Information

Legal Name of Licensee _____

Address of Licensee: _____

City, State and Zip+4 of Licensee _____

Person Authorized to sign binding documents for the Licensee _____

Address of authorized person _____

City, State and Zip+4 of authorized person. _____

Telephone # of authorized person _____

2. I hereby apply for a Certificate number pursuant to 180 NAC 3-007.04 on behalf of the above Licensee.

<p>3. CITIZENSHIP ATTESTATION</p> <p><input type="checkbox"/> It is not necessary to complete the Attestation part of this application below if the application is for a corporation or other separate legal entity. Explain why: (For example: This application is for a corporation, partnership, etc.) _____ OR</p> <p><input type="checkbox"/> If the entity is owned by an individual, complete the United States Citizenship Attestation Form below.</p>
<p align="center">UNITED STATES CITIZENSHIP ATTESTATION FORM</p> <p>For the purpose of complying with Neb. Rev Stat. §§. 4-108 through 4-114, I attest as follows:</p> <p><input type="checkbox"/> I am a citizen of the United States OR</p> <p><input type="checkbox"/> I am a qualified alien under the Federal Immigration and Nationality Act, my Immigration status and alien number are as follows: _____ and I am providing a copy of my USCIS documentation.</p> <p>I hereby attest that my response and the information provided on this form and any related application for public benefits are true, complete and accurate and I understand that this information may be used to verify my lawful presence in the United States.</p>
<p>_____ Name (type or print first, middle, last)</p> <p>_____ Signature</p> <p>_____ Date</p>

4. Certification:

I certify that:

- a. All information in this certificate is true and complete.
- b. I understand the Department's regulations require that any change in the information furnished on this certificate be reported to the Department within 30 days from the date of such change.
- c. I have read and understand the provisions of 180 NAC 3-007.04 of the Department's regulations, and I understand that I am required to comply with those provisions as to the depleted uranium which I receive, possess, use, or transfer under the general license.

(Signature of Authorized Person listed in Item 1.)

(Date)

4. To be completed by the Department:

<p><i>Certification Number</i> _____ <i>Date</i> _____</p> <p>Radioactive Materials Program Manager _____</p>
--