

Security Regulatory Modifications

RADIATION CONTROL, RADIOACTIVE MATERIALS UNIT

ATTENTION

The Minnesota Department of Health (MDH) Radiation Control Unit is aware that because of the current travel restrictions, recommendations to work remotely and avoid contact, and furloughs or layoffs due to the peacetime emergency, some licensees are having difficulties complying with the timeliness of category 1 and 2 security requirements for their radioactive materials programs.

[Minnesota session laws 2020, Chapter 74, article 1, section 13](#) issued on April 15, 2020, allows the Commissioner of Health to temporarily delay, waive, or modify Minnesota Rules, Chapter 4731 that governs the use of radioactive materials.

MDH supports licensee's efforts to protect public health and offers the following guidance for licensees to assure the continuity of radioactive materials security during COVID-19-related restrictions. This is a fluid situation and this notice is subject to change.

Requirements for Implementation

The Radioactive Materials Unit will provide direction and guidance to the licensees who meet the needs of [Minnesota session laws 2020, Chapter 74, article 1, section 13](#).

If a licensee uses the regulatory relief for select recurring items of a licensee's category 1 and 2 security program for radioactive material requirements under Minnesota Rules 4731.8015, subpart 2, item B. (10 year recertification of reviewing officials), 4731.8020, subpart 3 (10 year reinvestigation of unescorted access individuals), 4731.8055, subpart 3, item C (security program refresher training), and 4731.8075, item A (testing of security systems every 12 months), the licensee must:

- Document which rule parts are being extended due to COVID-19 restrictions
- Document a plan to come into compliance within 60 days after the termination of the peacetime emergency declared in Executive Order 20-01
- Show compliance within 60 days after the termination of the peacetime emergency declared in Executive Order 20-01
- Make the documentation available to the MDH Radioactive Materials Unit inspectors upon the next inspection

Situations Not Included in this Modification

This modification only applies to the specific rule parts indicated in this document. This regulatory relief does not include initial security screening, initial security system testing, and initial security training requirements. This relief also does not include security system testing or

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training requirements as a result of program or equipment changes, equipment maintenance, or equipment repair.

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