

TITLE 32: ENERGY
CHAPTER II: ILLINOIS EMERGENCY MANAGEMENT AGENCY
SUBCHAPTER b: RADIATION PROTECTION

PART 330
LICENSING OF RADIOACTIVE MATERIAL

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- 73 330.APPENDIX H Wording of Financial Surety Arrangements (Section 330.250(c)(1)(E))
- 74 (Repealed)
- 75

76 AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 [420

77 ILCS 40].

78

79 SOURCE: Filed April 20, 1974, by the Department of Public Health; transferred to the

80 Department of Nuclear Safety by P.A. 81-1516, effective December 3, 1980; amended at 5 Ill.

81 Reg. 9586, effective September 10, 1981; codified at 7 Ill. Reg. 17492; recodified at 10 Ill. Reg.

82 11268; amended at 10 Ill. Reg. 17315, effective September 25, 1986; amended at 15 Ill. Reg.

83 10632, effective July 15, 1991; amended at 18 Ill. Reg. 5553, effective March 29, 1994;

84 emergency amendment at 22 Ill. Reg. 6242, effective March 18, 1998, for a maximum of 150

85 days; amended at 22 Ill. Reg. 14459, effective July 27, 1998; amended at 24 Ill. Reg. 8042,

86 effective June 1, 2000; amended at 27 Ill. Reg. 5426, effective March 17, 2003; recodified from

87 the Department of Nuclear Safety to the Illinois Emergency Management Agency at 27 Ill. Reg.
88 13641; amended at 30 Ill. Reg. 8928, effective April 28, 2006; amended at 32 Ill. Reg. 6462,
89 effective April 7, 2008; amended at 32 Ill. Reg. 9199, effective June 13, 2008; amended at 33 Ill.
90 Reg. 4918, effective March 23, 2009; amended at 35 Ill. Reg. 2931, effective February 7, 2011;
91 amended at 35 Ill. Reg. 3969, effective February 28, 2011; emergency amendment at 35 Ill. Reg.
92 5654, effective March 21, 2011, for a maximum of 150 days; amended at 35 Ill. Reg. 9009,
93 effective June 2, 2011; amended at 37 Ill. Reg. 5789, effective April 16, 2013; amended at 37 Ill.
94 Reg. 7960, effective May 31, 2013; amended at 38 Ill. Reg. 21451, effective October 31, 2014;
95 amended at 39 Ill. Reg. 11905, effective August 17, 2015; amended at 39 Ill. Reg. 15706,
96 effective November 24, 2015; amended at 40 Ill. Reg. 12971, effective August 25, 2016;
97 amended at 46 Ill. Reg. 866, effective December 21, 2021; amended at 48 Ill. Reg. 13634,
98 effective August 29, 2024; amended at 48 Ill. Reg. _____, effective _____.

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SUBPART A: GENERAL PROVISIONS

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Section 330.40 License Exemption – Radioactive Materials Other Than Source Material

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a) Exempt Concentrations

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- 1) Any person is exempt from this Part to the extent that person receives, possesses, uses, transfers, owns or acquires products containing radioactive material introduced in concentrations not in excess of those listed in Appendix A provided they have been introduced or transferred as described in subsection (a)(2) or (3). This Section shall not be deemed to authorize the import of radioactive materials or products containing radioactive materials.

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- 2) No person may introduce radioactive material into a product or material knowing or having reason to believe that it will be transferred to persons exempt under subsection (a)(1) or equivalent regulations of the U.S. Nuclear Regulatory Commission (NRC) (10 CFR 30.14) or an Agreement State, except in accordance with a specific license issued pursuant to Section 330.280(a).

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- 3) A manufacturer, processor or producer of a product or material is exempt from the requirements for a license set forth in this Part to the extent that person transfers radioactive material contained in a product or material in concentrations not in excess of those specified in Appendix A and introduced into the product or material by a licensee holding a specific license issued by the Agency expressly authorizing that introduction. This exemption does not apply to the transfer of radioactive material contained in any food, beverage, cosmetic, drug or other commodity or product designed for ingestion or inhalation by, or application to, a human being.

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b) Exempt Quantities

- 1) Except as restricted by subsections (b)(2) through (4), any person is exempt from this Part to the extent that person receives, possesses, uses, transfers, owns or acquires radioactive material in individual quantities each of which does not exceed the applicable quantity set forth in Appendix B. Furthermore, any person is exempt from this Part to the extent that person possesses, uses, transfers or owns radioactive material that was received or acquired before September 25, 1971 under the general license then provided by the regulations of the U.S. Atomic Energy Commission (10 CFR 31.4) or the equivalent regulations of an Agreement State.

AGENCY NOTE: Capsules distributed pursuant to 10 CFR 32.21 that contain carbon-14 urea are only authorized for "in-vivo" diagnostic use for humans. Any person who desires to use the capsules for research involving human subjects shall apply for and receive a specific license from the Agency. Nothing in this Section relieves persons from complying with applicable Federal and State requirements governing receipt, administration and use of drugs.

- 2) This subsection (b) does not authorize the production, packaging or repackaging of radioactive material for purposes of commercial distribution, or the incorporation of radioactive material into products intended for commercial distribution.
- 3) No person may, for purposes of commercial distribution, transfer radioactive material in the individual quantities set forth in Appendix B, knowing or having reason to believe that such quantities of radioactive material will be transferred to persons exempt under this subsection (b) or equivalent regulations of NRC or an Agreement State, except in accordance with a specific license issued by NRC pursuant to 10 CFR 32.18 or 32.21, or by the Agency pursuant to Section 330.280(b), which states that the radioactive material may be transferred by the licensee to persons exempt under this subsection (b) or the equivalent regulations of the U.S. Nuclear Regulatory Commission or an Agreement State.
- 4) No person shall, for purposes of producing an increased radiation level, combine quantities of radioactive material covered by the exemption in subsection (b)(1) so that the aggregate quantity exceeds the limits set forth in Appendix B, except for radioactive material combined within a device placed in use before May 3, 1999, or as otherwise permitted by this Part.

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AGENCY NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing byproduct material whose subsequent possession, use, transfer and disposal by all other persons are exempted from regulatory requirements may be obtained only from the U.S. Nuclear Regulatory Commission, Washington DC 20555.

c) Exempt Items

- 1) Certain Items Containing Radioactive Material. Except for persons who apply radioactive material to, or persons who incorporate radioactive material into, the following products or persons who initially transfer for sale or distribution the following products, any person is exempt from this Part to the extent that he or she receives, possesses, uses, transfers, owns or acquires the following products:

AGENCY NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing byproduct material whose subsequent possession, use, transfer and disposal by all other persons are exempted from regulatory requirements may be obtained only from the U.S. Nuclear Regulatory Commission, Washington DC 20555.

- A) Timepieces or hands or dials containing not more than the following specified quantities of radioactive material and not exceeding the following specified radiation dose rate:
 - i) 925 MBq (25 mCi) of tritium per timepiece;
 - ii) 185 MBq (5 mCi) of tritium per hand;
 - iii) 555 MBq (15 mCi) of tritium per dial (bezels when used shall be considered as part of the dial);
 - iv) 3.7 MBq (100 microCi) of promethium-147 per watch or 7.4 MBq (200 microCi) of promethium-147 per any other timepiece;
 - v) 740 kBq (20 microCi) of promethium-147 per watch hand or 1.48 MBq (40 microCi) of promethium-147 per other timepiece hand;

- 216 vi) 2.22 MBq (60 microCi) of promethium-147 per watch dial
 217 or 4.44 MBq (120 microCi) of promethium-147 per other
 218 timepiece dial (bezels when used shall be considered as
 219 part of the dial);
 220
- 221 vii) The radiation dose rate from hands and dials containing
 222 promethium-147 will not exceed, when measured through
 223 50 milligrams/square centimeter of absorber: for wrist
 224 watches, 1 microGy (100 microrad)/hour at 10 centimeters
 225 from any surface; for pocket watches, 1 microGy (100
 226 microrad)/hour at 1 centimeter from any surface; for any
 227 other timepiece, 2 microGy (200 microrad)/hour at 10
 228 centimeters from any surface; or
 229
- 230 viii) 37 kBq (1 microCi) of radium-226 per timepiece in intact
 231 timepieces manufactured prior to November 30, 2007.
 232
- 233 B) Precision balances containing not more than 37 MBq (1 mCi) of
 234 tritium per balance or not more than 18.5 MBq (500 microCi) of
 235 tritium per balance part manufactured before December 17, 2007.
 236
- 237 C) Marine compasses containing not more than 27.8 GBq (750 mCi)
 238 of tritium gas and other marine navigational instruments containing
 239 not more than 9.25 GBq (250 mCi) of tritium gas manufactured
 240 before December 17, 2007.
 241
- 242 D) Electron tubes; provided that each tube does not contain more than
 243 one of the following specified quantities of radioactive material:
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- 245 i) 5.55 GBq (150 mCi) of tritium per microwave receiver
 246 protector tube or 370 MBq (10 mCi) of tritium per any
 247 other electron tube;
 248
- 249 ii) 37 kBq (1 microCi) of cobalt-60;
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- 251 iii) 185 kBq (5 microCi) of nickel-63;
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- 253 iv) 1.11 MBq (30 microCi) of krypton-85;
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- 255 v) 185 kBq (5 microCi) of cesium-137; or
 256
- 257 vi) 1.11 MBq (30 microCi) of promethium-147;
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259 and provided further, that the radiation dose rate from each
260 electron tube containing radioactive material will not exceed 10
261 microGy (1 mrad)/hour at 1 centimeter from any surface when
262 measured through 7 milligrams/square centimeter of absorber.
263

264 AGENCY NOTE: For purposes of subsection (c)(1)(D), "electron
265 tubes" include spark gap tubes, power tubes, gas tubes including
266 glow lamps, receiving tubes, microwave tubes, indicator tubes,
267 pick-up tubes, radiation detection tubes and any other completely
268 sealed tube that is designed to conduct or control electrical
269 currents.
270

271 E) Ionizing radiation measuring instruments containing, for purposes
272 of internal calibration or standardization, one or more sources of
273 radioactive material, provided that:

- 274 i) Each source contains no more than one exempt quantity set
275 forth in Appendix B; and
- 276 ii) Each instrument contains no more than 10 exempt
277 quantities. For purposes of this requirement, an
278 instrument's sources may contain one or more radionuclides
279 and an individual exempt quantity may be composed of
280 fractional parts of one or more of the exempt quantities in
281 Appendix B, provided that the sum of the fractions shall
282 not exceed unity.
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286 AGENCY NOTE: For purposes of subsection (c)(1)(E), 1.85 kBq
287 (50 nCi) of americium-241 is considered an exempt quantity.
288

289 F) Ionization chamber smoke detectors containing not more than 37
290 kBq (1 microCi) of americium-241 per detector in the form of a
291 foil and designed to protect life and property from fires.
292

293 G) Static elimination devices designed for use as static eliminators
294 that contain, as a sealed source or sources, radioactive material
295 consisting of a total of not more than 18.5 MBq (500 microCi) of
296 polonium-210 per device.
297

298 H) Ion generating tubes designed for ionization of air that contain, as a
299 sealed source or sources, byproduct material consisting of a total of
300 not more than 18.5 MBq (500 μ Ci) of polonium-210 per device or

301 of a total of not more than 1.85 GBq (50 mCi) of hydrogen-3
302 (tritium) per device.

303
304 I) Devices described in subsections (c)(1)(G) and (H) authorized
305 before October 23, 2015 for use under the general license then
306 provided in Section 330.220(a) and manufactured, tested and
307 labeled by the manufacturer in accordance with the specifications
308 contained in a specific license issued by the Agency or the
309 equivalent regulations of NRC or of an Agreement State.

310
311 2) Self-Luminous Products Containing Radioactive Material

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313 A) Tritium, Krypton-85 or Promethium-147. Except for persons who
314 manufacture, process or produce self-luminous products containing
315 tritium, krypton-85 or promethium-147, any person is exempt from
316 this Part to the extent that person receives, possesses, uses,
317 transfers, owns or acquires tritium, krypton-85 or promethium-147
318 in self-luminous products manufactured, processed, produced,
319 imported or transferred in accordance with a specific license,
320 issued by NRC pursuant to 10 CFR 32.22, which authorizes the
321 transfer of the product to persons who are exempt from regulatory
322 requirements. The exemption in this subsection (c)(2)(A) does not
323 apply to tritium, krypton-85 or promethium-147 used in products
324 for frivolous purposes or in toys or adornments. NRC shall make
325 this determination of exemption.

326
327 B) Any person who desires to manufacture, process, produce or
328 initially transfer for sale or distribution self-luminous products
329 containing tritium, krypton-85 or promethium-147 for use under
330 subsection (c)(2)(A) should apply for a license under 10 CFR
331 32.22 and for a certificate of registration pursuant to 10 CFR
332 32.210 with NRC.

333
334 C) Radium-226. Any person is exempt from this Part to the extent
335 that person receives, possesses, uses, transfers or owns articles
336 containing less than 3.7 kBq (100 nCi) of radium-226 that were
337 acquired prior to May 1, 1974.

338
339 3) Gas and Aerosol Detectors Containing Radioactive Material

340
341 A) Except for persons who manufacture, process, produce or initially
342 transfer for sale and distribution gas and aerosol detectors
343 containing radioactive material, any person is exempt from 32 III.

344 Adm. Code: Chapter II, Subchapters b and d to the extent that
345 person receives, possesses, uses, transfers, owns or acquires
346 radioactive material in gas and aerosol detectors designed to
347 protect life or property from fires and airborne hazards. The
348 detectors shall be manufactured, processed, produced or initially
349 transferred in accordance with a specific license issued by NRC
350 pursuant to 10 CFR 32.26 that authorizes transfer of the detectors
351 to persons who are exempt from regulatory requirements and who
352 have been issued a certificate of registration in accordance with 10
353 CFR 32.210 from NRC.
354

355 B) Gas and aerosol detectors previously manufactured and distributed
356 to general licensees in accordance with a specific license issued by
357 an Agreement State or a former Licensing State shall be considered
358 exempt under subsection (c)(3)(A), provided that the device is
359 labeled in accordance with the specific license and provided
360 further that it meets the requirements of 10 CFR 32.26 in effect at
361 the time of distribution. This exemption also covers gas and
362 aerosol detectors manufactured or distributed before November 30,
363 2007, in accordance with a specific license issued by an
364 Agreement State under comparable provisions to NRC's 10 CFR
365 32.26 authorizing distribution to persons exempt from regulatory
366 requirements.
367

368 4) Certain Industrial Devices
369

370 A) Except for persons who manufacture, process, produce or initially
371 transfer for sale or distribution industrial devices containing
372 byproduct material designed and manufactured for the purpose of
373 detecting, measuring, gauging or controlling thickness, density,
374 level, interface location, radiation, leakage or qualitative or
375 quantitative chemical composition, or for producing an ionized
376 atmosphere, any person is exempt from the requirements for a
377 license set forth in Section 81 of the Act and from 32 Ill. Adm.
378 Code: Chapter II, Subchapters b and d to the extent that person
379 receives, possesses, uses, transfers, owns or acquires byproduct
380 material, in these certain detecting, measuring, gauging or
381 controlling devices and certain devices for producing an ionized
382 atmosphere, and manufactured, processed, produced or initially
383 transferred in accordance with a specific license issued under
384 NRC's 10 CFR 32.30, which license authorized the initial transfer
385 of the device for use under this Section. This exemption does not

386 cover sources not incorporated into a device, such as calibration
387 and reference sources.

388
389 B) Any person who desires to manufacture, process, produce or
390 initially transfer for sale or distribution industrial devices
391 containing byproduct material for use under subsection (c)(4)(A),
392 should apply for a license under 10 CFR 32.30 and for a certificate
393 of registration in accordance with 10 CFR 32.210 from NRC.

394
395 AGENCY NOTE: Authority to transfer possession or control by
396 the manufacturer, processor or producer of any equipment, device,
397 commodity or other product containing byproduct material whose
398 subsequent possession, use, transfer and disposal by all other
399 persons are exempted from regulatory requirements may be
400 obtained only from the U.S. Nuclear Regulatory Commission,
401 Washington DC 20555.

402
403 ~~d) Exempt Material~~

404
405 ~~1) Persons producing or in possession of residuals or sludge resulting from~~
406 ~~the treatment of water or sewage and containing naturally occurring~~
407 ~~radium from groundwater with concentrations of total radium (sum of~~
408 ~~radium 226 and radium 228 concentrations) less than or equal to 200~~
409 ~~pCi/g (dry weight basis) are exempt from the licensing requirements~~
410 ~~provided they comply with this subsection (d). Persons producing or in~~
411 ~~possession of residuals or sludge resulting from the treatment of water or~~
412 ~~sewage and containing naturally occurring radium from groundwater with~~
413 ~~concentrations of total radium greater than 200 pCi/g (dry weight basis)~~
414 ~~are not exempt and shall comply with requirements in 32 Ill. Adm. Code~~
415 ~~330.~~

416
417 ~~2) The following individuals or entities producing or in possession of~~
418 ~~residuals or sludge resulting from the treatment of water or sewage and~~
419 ~~containing naturally occurring radium from groundwater with~~
420 ~~concentrations of total radium less than or equal to 200 pCi/g (dry weight~~
421 ~~basis) must register directly with the Agency:~~

422
423 ~~A) Owners and operators of facilities or plants that produce residuals~~
424 ~~or sludge resulting from the treatment of water or sewage and~~
425 ~~containing radium occurring naturally from groundwater; and~~

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427 ~~B) Owners and operators of Illinois Environmental Protection Agency~~
428 ~~(IEPA) permitted landfills if the residuals or sludge is disposed of~~

- 429 in those landfills; and
430
431 C) ~~Applicators who apply to agricultural lands residuals or sludge~~
432 ~~resulting from the treatment of water or sewage containing radium~~
433 ~~occurring naturally from groundwater; and~~
434
435 D) ~~Any other person or entity that the Agency determines is required~~
436 ~~to register under the provisions of the Radiation Protection Act.~~
437
438 3) ~~Owners and operators of facilities or plants that produce residuals or~~
439 ~~sludge resulting from the treatment of water or sewage and containing~~
440 ~~radium in concentration less than or equal to 200 pCi/g (dry weight basis)~~
441 ~~occurring naturally from groundwater will be exempt from the licensure~~
442 ~~and fee requirements of the Radiation Protection Act.~~
443
444 4) ~~Residuals or sludge resulting from the treatment of water or sewage and~~
445 ~~containing naturally occurring radium from groundwater may be disposed~~
446 ~~of in accordance with the following provisions and the requirements of~~
447 ~~IEPA and the regulations of the Illinois Pollution Control Board (Title 35~~
448 ~~of the Ill. Adm. Code: Subtitles C and G, and Part 391), as implemented~~
449 ~~by IEPA:~~
450
451 A) ~~If the level of radium in the residuals or sludge is less than or equal~~
452 ~~to 100 pCi/g (dry weight basis):~~
453
454 i) ~~the residuals or sludge may be disposed of in an IEPA~~
455 ~~permitted landfill provided:~~
456
457 ~~• the residuals or sludge are covered during~~
458 ~~transportation; and~~
459
460 ~~• the residuals or sludge that are easily dispersible~~
461 ~~must be packaged or stabilized to prevent dispersion~~
462 ~~during transportation and/or landfill placement; and~~
463
464 ~~• there is at least 10 feet of non-contaminated~~
465 ~~overburden between the residuals or sludge and~~
466 ~~grade level (at the time of landfill closure).~~
467
468 ii) ~~the residuals or sludge may be used for soil conditioning~~
469 ~~purposes on agricultural crop land (e.g., corn, soybeans)~~
470 ~~provided:~~
471

- 472 • ~~that use is in accordance with 35 Ill. Adm. Code~~
473 ~~309.208; and~~
- 474
- 475 • ~~the concentration of the radium in the residuals or~~
476 ~~sludge (dry weight basis) shall be determined by~~
477 ~~laboratory analysis; and~~
- 478
- 479 • ~~the level of radium in the residuals or sludge and the~~
480 ~~application rate is such that, after the residuals or~~
481 ~~sludge is mixed with soil (for agricultural use), the~~
482 ~~cumulative increase of the total radium-226 and~~
483 ~~radium-228 combined concentration in the soil does~~
484 ~~not exceed 1.0 pCi/g (dry weight basis, an addition~~
485 ~~of 1778 microCi/acre); and~~
- 486
- 487 • ~~this increased limit applies to the sum of all land~~
488 ~~applications of residuals or sludge on a specific~~
489 ~~parcel of land; and~~
- 490
- 491 • ~~at no time shall the application of residuals or~~
492 ~~sludge result in the total radium concentration in the~~
493 ~~soil exceeding 3.0 pCi/g (the mean natural~~
494 ~~background as determined by the Agency of 2.0~~
495 ~~pCi/g and the soil concentration increase limit of~~
496 ~~1.0 pCi/g due to residuals or sludge application);~~
497 ~~and~~
- 498
- 499 • ~~the landowner or an authorized agent of the~~
500 ~~landowner must acknowledge, on a form issued by~~
501 ~~the Agency, that he or she is aware that residuals or~~
502 ~~sludge containing radium is being applied to the~~
503 ~~land (this acknowledgement must be updated as~~
504 ~~landownership changes); and~~
- 505
- 506 • ~~prior to using a parcel of land for the application of~~
507 ~~residuals or sludge containing radium for the first~~
508 ~~time, the generator must determine the total radium~~
509 ~~concentration in the soil using the soil sampling~~
510 ~~protocol specified below:~~
- 511
- 512 ■ ~~Soil sample collection shall be conducted so~~
513 ~~as to be representative of the entire sludge~~
514 ~~application site. Soil Plow Zone — one soil~~

~~sample shall be collected per 8 acres of
sludge application site area to a depth of 12
inches. Each soil sample shall be taken as a
homogenous mixture composed of at least
10 samples randomly collected within the 8
acre area; or~~

- ~~Sampling protocols in compliance with the
24th edition of the Illinois Agronomy
Handbook as published by the University of
Illinois Extension Service (with sampling
depth increased to 12 inches) (Pubs Plus,
1917 South Wright Street, Champaign IL
61820, 217/333-2007,
PubsPlus@illinois.edu, 2009); and~~
- ~~Testing protocol specified by the Agency;
and~~

~~AGENCY NOTE: The Agency will develop and
provide a guidance document on residuals and
sludge sampling, acceptable analysis methods and
Agency reporting requirements.~~

- ~~lands used for the application must have a pH equal
to or greater than 6.0, have a 6 inch soil layer with a
minimum clay content of at least 18% within the
top 5 feet and above bedrock and the groundwater
level (as determined by the County Soil Survey
Book), and a 6 inch layer with an organic content of
at least 12 tons/acre within the top 5 feet and above
bedrock and the groundwater level (as determined
by site specific testing); and~~
- ~~lands receiving residuals or sludge containing
radium shall not be used for the cultivation of
tobacco; and~~
- ~~when the cumulative increase of the radium
concentration in the soil is determined by
calculation to be 0.8 pCi/g or when the total radium
in soil is calculated to be 2.8 pCi/g (based on initial
testing and subsequent applications of residuals or~~

- 558 ~~sludge containing radium), the generator must~~
559 ~~repeat the soil sampling and analysis to determine~~
560 ~~the actual total radium concentration in the soil and~~
561 ~~report the findings to the Agency; and~~
562
563 ~~• when calculating the increase in radium~~
564 ~~concentration, a soil density value of 90~~
565 ~~pounds/cubic foot and a mixing depth of 1 foot~~
566 ~~should be used.~~
567
568 B) ~~If the level of radium in the residuals or sludge is greater than 100~~
569 ~~pCi/g (dry weight basis) and less than or equal to 200 pCi/g (dry~~
570 ~~weight basis):~~
571
572 ~~i) in accordance with 32 Ill. Adm. Code 340.1020, the~~
573 ~~method of disposal must be reviewed and approved by~~
574 ~~IEMA DNS in advance; and~~
575
576 ~~ii) the residuals or sludge may be disposed of in a licensed~~
577 ~~low-level radioactive waste disposal facility.~~
578
579 5) ~~By June 1, 2011, all persons applying water treatment residuals or sewage~~
580 ~~treatment sludge containing radium to land in Illinois must sample fields~~
581 ~~currently being used for land application using a sampling and testing~~
582 ~~protocol specified by the Agency to determine the total radium~~
583 ~~concentration of the soil and report the findings to the Agency. Any field~~
584 ~~that has a total radium concentration greater than 3.0 pCi/g may no longer~~
585 ~~be used for the land application of water treatment residuals or sewage~~
586 ~~treatment sludge containing radium.~~
587
588 6) ~~On an annual basis, each person producing water treatment residuals or~~
589 ~~sewage treatment sludge containing radium must report, in a manner~~
590 ~~specified by the Agency, the following:~~
591
592 A) ~~Persons who dispose of water treatment residuals or sewage~~
593 ~~treatment sludge containing radium in a landfill must report:~~
594
595 ~~i) the quantity of residuals or sludge containing radium; and~~
596
597 ~~ii) the concentration of radium (in pCi/g (dry weight basis))~~
598 ~~contained in the residuals or sludge; and~~
599

- 600 iii) ~~the date the residuals or sludge were disposed of in a~~
601 ~~landfill; and~~
- 602
- 603 iv) ~~the name and location of the landfill receiving these~~
604 ~~residuals or sludge; and~~
- 605
- 606 v) ~~any additional information deemed appropriate by the~~
607 ~~Agency.~~
- 608
- 609 B) ~~Persons who land apply water treatment residuals or sewage~~
610 ~~treatment sludge containing radium must report:~~
- 611
- 612 i) ~~the identification, location and background radium~~
613 ~~concentrations, as determined prior to use for land~~
614 ~~application, of the field receiving the land application of~~
615 ~~residuals or sludge containing radium; and~~
- 616
- 617 ii) ~~the concentration of radium in pCi/g (dry weight basis) in~~
618 ~~the residuals or sludge; and~~
- 619
- 620 iii) ~~the application rate in dry tons/acre; and~~
- 621
- 622 iv) ~~the date of the land application; and~~
- 623
- 624 v) ~~any additional information deemed appropriate by the~~
625 ~~Agency.~~
- 626
- 627 7) ~~All analysis of residuals or sludge must be conducted by a laboratory~~
628 ~~certified by the U.S. Environmental Protection Agency or the National~~
629 ~~Environmental Laboratory Accreditation Conference (NELAC) to perform~~
630 ~~radiological analysis, and concentration of radium will be determined by a~~
631 ~~method approved by the Agency.~~
- 632
- 633 8) ~~Owners and operators of facilities that produce residuals or sludge that is~~
634 ~~land applied or disposed of in a landfill are not subject to the registration~~
635 ~~requirements specified in Section 4 and the fees specified in Section 13 of~~
636 ~~the Illinois Low Level Radioactive Waste Management Act [420 ILCS~~
637 ~~20/4 and 13] and are not subject to the reporting requirements of Access to~~
638 ~~Facilities for Treatment, Storage, or Disposal of Low Level Radioactive~~
639 ~~Waste (32 Ill. Adm. Code 609) and Registration of Low Level~~
640 ~~Radioactive Waste Generators (32 Ill. Adm. Code 620).~~
- 641

642 9) ~~Owners and operators of facilities that produce residuals or sludge that is~~
643 ~~disposed of in a licensed low level radioactive waste disposal facility are~~
644 ~~subject to the registration requirements specified in Section 4 and the fees~~
645 ~~specified in Section 13 of the Illinois Low Level Radioactive Waste~~
646 ~~Management Act and are subject to the reporting requirements of 32 Ill.~~
647 ~~Adm. Code 609 and 620.~~

648
649 (Source: Amended at 48 Ill. Reg. _____, effective _____)