

Title 194 - Department of Environmental Quality

Chapter 7 - RECORDS AND REPORTS

001 The licensee shall maintain any records and make any reports in connection with the licensed activities as may be required by this Title, the conditions of the license, or by orders of the director.

002 Records required by this Title or by license conditions shall be maintained for the retention period specified in the appropriate Chapter or license condition. If no period is specified, required records shall be maintained and transferred to the officials specified in Chapter 7, 004 as a condition of license termination unless the department otherwise authorizes their disposition. If any conflict exists between record retention periods for the same type of record, the longest retention period specified takes precedence.

003 Records may be the original or a reproduced copy or microform if the reproduced copy or microform is capable of producing copy that is clear and legible at the end of the required retention period. The record may also be stored in electronic media with the capability of producing legible, accurate, and complete records during the required retention period. Records such as letters, drawings, and specifications shall include all pertinent information such as stamps, initials, and signatures. The licensee shall maintain adequate safeguards against tampering with and loss of records.

004 Notwithstanding Chapter 7, 001 - 003, the licensee shall record the location, the quantity, and class of wastes contained in the disposal site and shall transfer copies of these records upon license termination to the chief executive of the nearest municipality, the local monitoring committee, the chief executive of the county in which the facility is located, the county zoning board or land development and planning agency, the local natural resource district, the state governor and other state, local and federal governmental agencies as designated by the department at the time of license termination.

005 Following receipt and acceptance of a shipment of waste, the licensee shall record the date of receipt and disposal of the waste, the class and activity of the waste, the location in the disposal site, the condition of the waste packages as received, any discrepancies between materials listed on the manifest and those received, and any evidence of leaking or damaged packages or radiation or contamination levels in excess of limits specified in U.S. Department of Transportation and Title 180 regulations. The licensee shall briefly describe any repackaging operations of any of the waste packages included in the shipment, plus any other information required by the department as a license condition.

006 Records of Releases.

006.01 The licensee shall maintain a record of each and every release of contaminants; defined as radioactive material or hazardous substances from low-level radioactive waste that, when released to the environment outside the disposal unit and combined with air, soil, biota, or water, may cause the concentrations of that material or substance to exceed the levels specified in Title 180, or which is reportable as a hazardous substance release in Title 126, Chapter 18. The record shall contain:

006.01A Date, time and location of the release;

006.01B A description of the occurrences of the release, including the circumstances causing the release, weather conditions at the time of release, number of personnel exposed, and other factors necessary to describe why the release occurred.

006.01C The identity and quantity of the contamination released;  
006.01D Detection levels of the contamination;  
006.01E Action taken to mitigate any damage from the release;  
006.01F The steps to be taken by the licensee to prevent similar occurrences from happening in the future.  
006.01G Other information which the department may require.

006.02 The licensee shall orally inform the department and the local monitoring committee of the discovery of the release within twenty-four hours, followed by a written confirmation within five days.

006.03 Records required under this section shall be available to the department and the public for inspection during regular business hours.

007 The licensee shall file a copy of its financial report or a certified financial statement annually with the department in order to update the information base for determining financial qualifications.

008 Annual reporting requirements.

008.01 The licensee shall submit an annual report to the department and the local monitoring committee by the end of the first calendar quarter of each year for the preceding year. An annual report shall include:

008.01A Specification of the quantity of each of the principal contaminants released to unrestricted areas in liquid and in airborne effluents during the preceding year and/or the quantity of substances either radioactive or hazardous, released;

008.01B The results of the environmental monitoring program;

008.01C A summary of licensee disposal unit survey and maintenance activities;

008.01D A summary, by waste class, of activities and quantities of radionuclides disposed of;

008.01E Any instances in which observed site characteristics were significantly different from those described in the application for a license; and

008.01F Any other information the department may require.

008.02 The report shall specifically address the quantities of waste released during the reporting period, monitoring results, or maintenance performed which are significantly different from those predicted.

009 The licensee shall comply with Title 180, Chapter 1, subsections 3.23 and 3.27 when transferring radioactive material.

Enabling Legislation: Neb. Rev. Stat. §§81-1599 and 81-15,100

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