



TEXAS
Health and Human
Services

**Texas Department of State
Health Services**

**BUSINESS INFORMATION FORM RC Form 252-1 BIF
Radioactive Material License and General License Acknowledgement ONLY**

INSTRUCTIONS Check the appropriate box under Certification of Financial Qualification and Authorization to Conduct Business in Texas. Provide the appropriate documentation for your selection.

LEGAL BUSINESS NAME AND IF APPLICABLE THE ASSUMED NAME (DBA)
(Documentation provided by the Secretary of State/IRS must match the information provided)

PHYSICAL BUSINESS ADDRESS

BILLING ADDRESS (IF DIFFERENT FROM PHYSICAL BUSINESS ADDRESS)
(The agency sends paper billing reminders; please indicate the department that should receive the bill)

CERTIFICATION OF FINANCIAL QUALIFICATION

- I am **not required** by Title 25 Texas Administrative Code (25 TAC) §289.252(gg) to provide financial assurance, and in accordance with 25 TAC §289.252(jj)(8)(A) hereby attest that I am financially qualified to conduct the activity requested for licensure.
- I am **required** by 25 TAC §289.252(gg) to provide financial assurance.
Attach RC Form 252-1 ADD- FINANCIAL ASSURANCE ADDENDUM.

AUTHORIZATION TO CONDUCT BUSINESS IN TEXAS

- Corporation, Limited Liability Company (LLC), Limited Partnership (LP), or Professional Association (PA): *Attach a copy of your "certificate of status" issued by the Texas Secretary of State. If using a dba, also submit your "certificate of filing."*
- Government entity, Sole Proprietorship or General Partnership: *Attach a copy of your Employer Identification Number (EIN) certificate or other documentation confirming your EIN. If using a dba, also submit your "certificate of filing" issued by the Texas Secretary of State (web site <https://www.sos.state.tx.us/>)*

CERTIFICATION *(Must be signed by the President, Registered Agent, CEO, COO, CFO, Partner, or Owner)*

I certify that all information submitted is true and correct to the best of my knowledge.

Type or Printed Name

Title

Phone Number

Date

Signature

New License Renewal or Amendment of License Number _____

Licensee Name and Assumed Name (dba), if applicable

Financial Assurance (FA) is a guarantee, or other financial arrangement, provided by a licensee that funds for decommissioning will be available when needed, for certain types and quantities of radioactive material with a half-life greater than 120 days requested or authorized on a license. A **Decommissioning Funding Plan (DFP)** is a financial assurance demonstration that is based on a site-specific cost estimate for decommissioning a licensed facility. Any licensee may use a DFP, but certain licensees must use a DFP (see below).

- A. FA is required, in the amount noted, for licensees requesting or authorized for the following, per 25 TAC §289.252(gg)(3) (Check the applicable box):
- unsealed radioactive material in quantities greater than 10^4 but less than or equal to 10^5 times the applicable quantities set forth in 25 TAC §289.252(jj)(2) requires FA of \$1,125,000
 - unsealed radioactive material in quantities greater than 10^3 but less than or equal to 10^4 times the applicable quantities set forth in 25 TAC §289.252(jj)(2) requires FA of \$225,000
 - sealed sources or plated foils of radioactive material in quantities greater than 10^{10} but less than or equal to 10^{12} times the applicable quantities set forth in 25 TAC §289.252(jj)(2) requires FA of \$113,000
 - quantities of source material greater than 10 millicuries but less than or equal to 100 millicuries in a readily dispersible form requires FA of \$225,000

- B. A DFP is required for licensees requesting or authorized for the following, per [25 TAC §289.252(gg)(1)(A) – (D)] (Check the applicable box):
- unsealed radioactive material in quantities exceeding 10^5 times the applicable quantities set forth in 25 TAC §289.252(jj)(2)
 - a combination of unsealed radionuclides results in the R of the radionuclides divided by 10^5 being greater than 1 (unity rule), where R is defined as the sum of the ratios of the quantity of each radionuclide to the applicable value in 25 TAC §289.252(jj)(2)
 - sealed sources or plated foils in quantities exceeding 10^{12} times the applicable quantities set forth in subsection 25 TAC §289.252(jj)(2) or when a combination of isotopes is involved if R divided by 10^{12} is greater than 1
 - radioactive material in quantities more than 100 millicuries of source material in a readily dispersible form

If Financial Assurance is required, a licensee must decide whether to provide a prescribed amount or a decommissioning funding plan, the only two options for demonstrating financial assurance. Licensees who do not exceed the thresholds outlined in Item A above, may use either a prescribed amount or a DFP. Such licensees may wish to elect use of a DFP if, for example, they wish to obtain the optimal amount of financial assurance, or because use of a site-specific cost estimate may result in a lower financial assurance coverage requirement than would use of a prescribed amount (as could happen if a single facility holds multiple licenses, each of which triggers its own prescribed amount).

SELECTION OF FINANCIAL INSTRUMENT

Indicate below the method used to demonstrate financial assurance:

- Prepayment [25 TAC §289.252(gg)(6)(A)]
- Surety, insurance, or guarantee [25 TAC §289.252(gg)(6)(B)]
- External sinking fund [25 TAC §289.252(gg)(6)(C)]
- Statement of intent [25 TAC §289.252(gg)(6)(D)] [Federal, state, or local govt only]

Please ensure the following:

- You submit duplicate signed originals of the financial assurance mechanism, and
- The wording of the financial assurance mechanism and supporting documents conforms to the applicable model documents provided in Appendix A of the U.S. Nuclear Regulatory Commission's NUREG-1757, Vol. 3, Rev. 1 "Consolidated Decommissioning Guidance: Financial Assurance, Recordkeeping, and Timeliness" and 25 TAC §289.252(gg)(6).

DECOMMISSIONING FUNDING PLAN

A DFP must include the following:

- A detailed cost estimate for decommissioning;
- Identification of justification for using the key assumptions in the detailed cost estimate;
- A description of the method for assuring funds for decommissioning;
- A certification that FA has been provided in the amount of the cost estimate; and
- A signed original of the financial instrument.

DFP resubmissions are required every three years, and upon license renewal:

- Resubmit the DFP with adjustments as necessary to account for changes in costs and the extent of contamination.
- Update the information submitted with the original DFP, and consider the effect of the following events on decommissioning costs:
 1. spills of radioactive material producing additional residual radioactivity in onsite subsurface material;
 2. waste inventory increasing above the amount previously estimated;
 3. waste disposal costs increasing above the amount previously estimated;
 4. facility modifications;
 5. changes in authorized possession limits;
 6. actual remediation costs that exceed the previous cost estimate;
 7. onsite disposal; and
 8. use of a settling pond.

PRIVACY NOTIFICATION: If you are applying as an individual, with few exceptions, you have the right to request and be informed about information that the State of Texas collects about you. You are entitled to receive and review the information upon request. You also have the right to ask the state agency to correct any information that is determined to be incorrect. See <http://www.dshs.texas.gov> for more information on Privacy Notification. (Reference: Government Code, Section 552.021, 552.023, 559.003 and 559.004).