**Section 346.150 Commencement of Construction**

Commencement of construction of a new irradiator may not occur prior to submission to the Agency of an application for a license for the irradiator. As used in this Section, the term "construction" is defined in 32 Ill. Adm. Code 310.20. Any activities undertaken prior to the issuance of a license are entirely at the risk of the applicant and have no bearing on the issuance of a license with respect to the requirements of the Radiation Protection Act of 1990 and regulations and orders issued under the Act. Commencement of construction as defined in 32 Ill. Adm. Code 310.20 may include non-construction activities if the activity has a reasonable nexus to radiological safety and security.

(Source: Amended at 47 Ill. Reg. 9201, effective June 22, 2023)