

WAC 246-226-110 Variance request. A registrant may submit a written request to the department for a variance from the applicable regulations. The registrant shall not use CT X-ray system on patients until the department approves the variance request.

(1) The written request shall be addressed to: X-ray Supervisor, Office of Radiation Protection, Department of Health, P.O. Box 47827, Olympia, WA 98504-7827, and must include:

(a) The specific WAC reference or references of the rule for which the variance is requested;

(b) An explanation of the circumstances involved, and the reason why the rule cannot be followed;

(c) A description of how the proposed alternative meets the intent of the rule and how the registrant shall protect patients, employees, and the public;

(d) A description of the CT X-ray system to be used with supporting pictures or documents; and

(e) The time period for which the variance is requested.

(2) The department may grant a variance if it determines the variance is authorized by law and will not result in undue hazard to public health and safety or property. The department may impose conditions that are necessary to protect human health and safety during the term of the variance.

(3) The department may require the registrant to submit additional information.

(4) The department may conduct an on-site variance inspection to verify the information provided or if it determines that an inspection is necessary.

(5) As determined by the department, variances can be permanent or temporary.

(6) The department may at any time revoke a variance if it is determined that the conditions of the variance are not being followed.

[Statutory Authority: RCW 70.98.050 and 70.98.080. WSR 16-23-030, § 246-226-110, filed 11/8/16, effective 1/1/17.]