

ACTION

EDO Principal Correspondence Control

FROM: DUE: / / EDO CONTROL: G20000160
DOC DT: 03/22/00
FINAL REPLY:

Governor M. J. "Mike" Foster, Jr.
State of Louisiana

TO:

Chairman Meserve

FOR SIGNATURE OF : ** GRN ** CRC NO: 00-0210

DESC: ROUTING:

TERMINATING THE 274i AGREEMENT WITH LOUISIANA
-- PERFORM INSPECTIONS OR OTHER FUNCTIONS IN
FEDERAL WATERS

Travers
Paperiello
Miraglia
Norry
Blaha
Burns
RIV

DATE: 03/28/00

ASSIGNED TO: CONTACT:

SP

Lohaus

SPECIAL INSTRUCTIONS OR REMARKS:

For Appropriate Action.

00 MAR 30 AM 10:03

OSP

OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET

Date Printed: Mar 27, 2000 16:29

PAPER NUMBER: LTR-00-0210 **LOGGING DATE:** 03/27/2000
ACTION OFFICE: EDO

AUTHOR: MIKE FOSTER JR.
AFFILIATION: LA-GOV
ADDRESSEE: CHRM RICHARD MESERVE
SUBJECT: LOUISIANA'S 274B. AGREEMENT WITH THE U.S. NUCLEAR REGULATORY COMMISSION

ACTION: Appropriate
DISTRIBUTION: CHAIRMAN, RF

LETTER DATE: 03/22/2000
ACKNOWLEDGED No
SPECIAL HANDLING:

NOTES:
FILE LOCATION: ID&R 15

DATE DUE: **DATE SIGNED:**

EDO --G20000160



M. J. "MIKE" FOSTER, JR.
GOVERNOR
March 22, 2000

State of Louisiana

OFFICE OF THE GOVERNOR

Baton Rouge

70804-9004

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Chairman Richard Meserve
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

RE: Part 274i. of the Atomic Energy Act of 1954

Dear Mr. Meserve:

The state of Louisiana and the United States Atomic Energy Commission entered into an agreement that discontinued certain aspects of the commission's regulatory responsibility and authority within the state. This agreement became effective May 1, 1967, pursuant to Section 274 of the Atomic Energy Act of 1954 as amended (the Act), and is referred to as the "274b. Agreement", which established Louisiana as an Agreement State. At the same time, the state and the commission also entered into an agreement pursuant to Section 274i. of the Act, which permitted the state to perform inspections or other functions in federal waters adjacent to Louisiana on behalf of the commission (now the Nuclear Regulatory Commission).

Since the agreement was executed, the state has conducted some routine inspections, and investigations of incidents in offshore waters. It should be noted, however, that these activities have not been conducted by the state in recent years. Difficulties with arranging transportation and a lack of both financial and personnel resources have made it burdensome to conduct field activities for the U. S. Nuclear Regulatory Commission in offshore waters. This has led us to conclude that the 274i. Agreement is no longer needed and should be terminated effective 30 days from receipt of this letter.

Louisiana's 274b. Agreement with the U.S. Nuclear Regulatory Commission has, and continues to be, a mutually beneficial arrangement. Termination of the 274i. Agreement does not in any way affect our Agreement State status. We look forward to maintaining our current relationship of cooperation and assistance.

Sincerely,


M.J. "Mike" Foster, Jr.

jw

c: J. Dale Givens, secretary, LA Department of Environmental Quality
Chris Roberie, administrator, Surveillance Division, LA Department of
Environmental Quality