

October 20, 2000

Mr. Richard O. Burgess
Box 3577269 SRCI
777 Stanton Boulevard
Ontario, OR 97914

Dear Mr. Burgess:

This is in response to your letter, addressed to me, dated September 22, 2000. You asserted in your letter, among other things, that the state of Oregon's judicial system has been placed under the direct control of, or is regulated by, the U.S. Nuclear Regulatory Commission (NRC).

Section 274b. of the Atomic Energy Act of 1954 provides a statutory basis under which the NRC relinquishes to the States portions of its regulatory authority to license and regulate byproduct materials (radioisotopes); source materials (uranium and thorium); and certain quantities of special nuclear materials. The mechanism for the transfer of NRC's authority to a state is an agreement signed by the Governor of the State and the Chairman of the NRC. The NRC entered into such an agreement with the state of Oregon in 1965. However, the state of Oregon's judicial system is in no way under the control of, or regulated by, the U.S. Nuclear Regulatory Commission.

I trust that this response addresses your concerns.

Sincerely,

Stuart A. Treby
Assistant General Counsel for
Rulemaking and Fuel Cycle

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Stuart A. Treby
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