

OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET

Date Printed: Sep 21, 2006 10:20

PAPER NUMBER: LTR-06-0468

LOGGING DATE: 09/20/2006

ACTION OFFICE: EDO

To: Schluter, STP

AUTHOR: GOV Michael Easley

AFFILIATION: NC-GOV

ADDRESSEE: CHRM Dale Klein

SUBJECT: North Carolina's plans for regulating radioactive material

Cyp:

EDO
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AO
RTT

ACTION: Appropriate

DISTRIBUTION: RF

LETTER DATE: 09/14/2006

ACKNOWLEDGED No

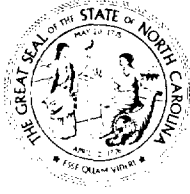
SPECIAL HANDLING: Immediate release to the public via SECY/EDO/DPC

NOTES:

FILE LOCATION: ADANS

DATE DUE:

DATE SIGNED:



**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 MAIL SERVICE CENTER • RALEIGH, NC 27699-0301**

**MICHAEL F. EASLEY
GOVERNOR**

September 14, 2006

Dale E. Klein, Chairman
U.S. Nuclear Regulatory Commission
Washington, DC 20555

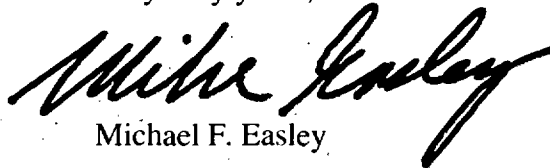
Dear Chairman Klein:

The State of North Carolina currently has an agreement with the Commission pursuant to Section 274b of the amended Atomic Energy Act of 1954. Since 1964, North Carolina has also been regulating the radioactive material that is now included in the expanded definition of byproduct material under the Energy Policy Act of 2005, which places this material under the jurisdiction of the U.S. Nuclear Regulatory Commission.

I am writing to inform you that I intend to make a certification to the Commission, as provided in Section 651(e) of the Energy Policy Act of 2005, to allow North Carolina to continue regulating the radioactive materials now defined as byproduct materials. I hope this provides adequate information for your budget planning purposes. If you need any additional information, please do not hesitate to contact my staff at (919) 733-5811.

With kindest regards, I remain

Very truly yours,


Michael F. Easley

MFE:lrn
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