





# STATE OF UTAH

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JON M. HUNTSMAN, JR.  
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LIEUTENANT GOVERNOR

September 15, 2006

Mr. Dale E. Klein, Chairman  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

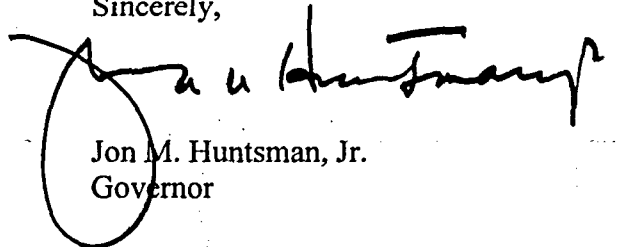
Dear Chairman Klein:

Thank you for your letter of August 18, 2006 regarding the expansion of the definition of byproduct material in the Energy Policy Act of 2005 and its implications for the NRC and Agreement State programs.

When requested, the State of Utah expects to certify to the NRC that its program is adequate to allow Utah to regulate radioactive material currently defined as byproduct material.

If you have questions regarding this letter, please contact Dane Finerfrock, Director, Division of Radiation Control, at 801-536-4250.

Sincerely,



Jon M. Huntsman, Jr.  
Governor