To: Miller, FSME

OFFICE OF THE SECRETARY CORRESPONDENCE CONTROL TICKET

Date Printed: Oct 04, 2006 14:03

Cys:

PAPER NUMBER: ACTION OFFICE:	LTR-06-0495 EDO	LOGGING DATE: 10/03/2006	EDO DEDMAS DEDR DEDIA AO NMSS
AUTHOR:	Mike Huckabee		<i>,,,,,</i> ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
AFFILIATION:	AR		
ADDRESSEE:	Dale Klein		
SUBJECT:	Arkansas' intent to continue to regulate ma	terials now defined as by-product materials	
ACTION: DISTRIBUTION:	Appropriate RF		
LETTER DATE:	09/20/2006		
ACKNOWLEDGED	No		
SPECIAL HANDLING:	Made publicly available in ADAMS via El	DO/DPC	
NOTES:			
FILE LOCATION:	ADAMS		
DATE DUE:	DATES	SIGNED:	



STATE OF ARKANSAS Office of the Governor

> Mike Huckabee Governor

September 26, 2006

The Honorable Dale E. Klein, Ph.D., Chairman U.S. Nuclear Regulatory Commission 11555 Rockville Pike, Mail Stop 0-16 C1 Rockville, Maryland 20852-2738

Dear Chairman Klein:

This correspondence is in response to the request for information in your letter dated August 18, 2006. Arkansas has a long and established history of regulatory oversight for the use of radioactive material. Therefore, the State of Arkansas intends to submit a certification to the Commission, as required in Section 651(e) of the Energy Policy Act of 2005. This certification will allow Arkansas to continue to regulate radioactive materials now defined as by-product materials.

We request the certification process be completed as early as possible within the time limits established by the Energy Policy Act of 2005.

We look forward to continuing our partnership with the Nuclear Regulatory Commission in regulating the safe and secure use and management of radioactive materials for the public good. If you have any specific questions or need any information on the Arkansas Radioactive Materials Program, please contact Jared Thompson, Arkansas Department of Health and Human Services, Division of Health, at 501-661-2173.

Sincerely yours,

Mike Huckabee

Cc: Janet R. Schlueter, Director USNRC, Office of State and Tribal Programs

> Jared W. Thompson, Program Manager DHHS, Division of Health, Radioactive Materials Program