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ACTION OFFICE:

EDO

To: Miller, FSME

AUTHOR:

Suzanne Condon

AFFILIATION:

MA

ADDRESSEE:

Dale Klein

SUBJECT:

Massachusetts' intent to regulate certain radioactive materials

ACTION:

Appropriate

DISTRIBUTION:

RF

LETTER DATE:

10/31/2006

ACKNOWLEDGED

No

SPECIAL HANDLING:

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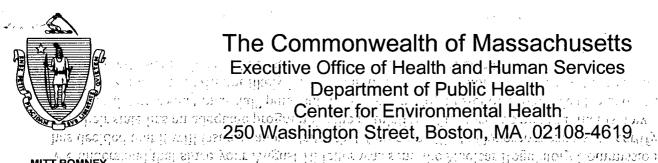
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The Commonwealth of Massachusetts

Executive Office of Health and Human Services Department of Public Health Center for Environmental Health. 250 Washington Street, Boston, MA, 02108-4619

GOVERNOR

LIEUTENANT GOVERNOR

SECRETARY

PAUL J. COTE, JR. COMMISSIONER

October 31, 2006

Dale Klein, Ph.D., Chairman **US Nuclear Regulatory Commission** Washington, D.C. 20555-0001

Dear Dr. Klein:

This is in response to your letter to Governor Mitt Romney dated August 18, 2006, regarding Massachusetts' plans for regulating radioactive material after February 8, 2007. The Governor's Office has asked me to respond on his behalf.

The Committee of the Committee of the

We understand that since your August 18 letter was sent, the Nuclear Regulatory Commission has decided that it will issue a sample letter that Agreement State Governors can use to certify that their state has an adequate program for the regulation of radioactive material that is now considered "byproduct material" pursuant to the Energy Policy Act of 2005. We also understand that this sample letter will not likely be issued until the Commission has reviewed the transition plan currently before it so as to ensure that the sample letter reflects the Commission-approved plan.

We look forward to receiving the sample letter so that we can assist in this transition.

Sincerely,

Suzanne K. Condon, Associate Commissioner

Director, Center for Environmental Health