March 28, 2007

The Honorable John Hoeven
Governor of North Dakota
Bismarck, North Dakota 58505

Dear Governor Hoeven:

This is to acknowledge receipt of your letter dated March 16, 2007 to Chairman Dale E. Klein, concerning your program for licensing byproduct material, as defined in paragraph (3) or (4) of Section 11e. of the Atomic Energy Act of 1954, as amended.

A response will be forwarded to you in conjunction with the publication of the NRC's final "Plan for the Transition of Regulatory Authority Resulting from the Expanded Definition of Byproduct Material." The Plan is expected to be published in the Summer 2007.

Sincerely,

/RA/

Annette L. Vietti-Cook