

October 16, 2007

The Honorable Thomas R. Carper
Chairman, Subcommittee on Clean Air
and Nuclear Safety
Committee on Environment and Public Works
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

In accordance with section 651(e) of the Energy Policy Act of 2005, the Commission has approved for publication in the *Federal Register* a Plan for the Transition of Regulatory Authority Resulting from the Expanded Definition of Byproduct Material (transition plan). The purpose of this plan is to facilitate an orderly transition of regulatory authority with respect to the byproduct material defined in paragraphs (3) and (4) of section 11e. of the Atomic Energy Act of 1954, as amended (AEA). As you are aware, sections 11e.(3) and (4) were added to the definition of byproduct material in the AEA by the Energy Policy Act of 2005. In conjunction with the publication of the transition plan in the *Federal Register*, the Commission will begin to facilitate the transition of regulatory authority in accordance with the plan. A copy of the *Federal Register* notice is enclosed.

Sincerely,

/RA/ Betsy Keeling for

Rebecca L. Schmidt, Director
Office of Congressional Affairs

cc: Senator George V. Voinovich

Enclosure:
As stated

October 16, 2007

The Honorable Rick Boucher
Chairman, Subcommittee on Energy
and Air Quality
Committee on Energy and Commerce
United States House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

In accordance with section 651(e) of the Energy Policy Act of 2005, the Commission has approved for publication in the *Federal Register* a Plan for the Transition of Regulatory Authority Resulting from the Expanded Definition of Byproduct Material (transition plan). The purpose of this plan is to facilitate an orderly transition of regulatory authority with respect to the byproduct material defined in paragraphs (3) and (4) of section 11e. of the Atomic Energy Act of 1954, as amended (AEA). As you are aware, sections 11e.(3) and (4) were added to the definition of byproduct material in the AEA by the Energy Policy Act of 2005. In conjunction with the publication of the transition plan in the *Federal Register*, the Commission will begin to facilitate the transition of regulatory authority in accordance with the plan. A copy of the *Federal Register* notice is enclosed.

Sincerely,

/RA/ Betsy Keeling for

Rebecca L. Schmidt, Director
Office of Congressional Affairs

cc: Representative J. Dennis Hastert

Enclosure:
As stated

October 16, 2007

The Honorable Peter J. Visclosky
Chairman, Subcommittee on Energy
and Water Development
Committee on Appropriations
United States House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

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Sincerely,

/RA/ Betsy Keeling for

Rebecca L. Schmidt, Director
Office of Congressional Affairs

cc: Representative David L. Hobson

Enclosure:
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The Honorable Byron Dorgan
Chairman, Subcommittee on Energy
and Water Development
Committee on Appropriations
United States Senate
Washington, DC 20510

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/RA/ Betsy Keeling for

Rebecca L. Schmidt, Director
Office of Congressional Affairs

cc: Senator Pete V. Domenici

Enclosure:
As stated

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The Honorable Joseph I. Lieberman
Chairman, Committee on Homeland Security
and Governmental Affairs
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

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/RA/ Betsy Keeling for

Rebecca L. Schmidt, Director
Office of Congressional Affairs

cc: Senator Susan Collins

Enclosure:
As stated

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The Honorable Henry Waxman
Chairman, Committee on Oversight
and Government Reform
United States House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

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/RA/ Betsy Keeling for

Rebecca L. Schmidt, Director
Office of Congressional Affairs

cc: Representative Tom Davis

Enclosure:
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The Honorable Jeff Bingaman
Chairman, Committee on Energy
and Natural Resources
United States Senate
Washington, DC 20510

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Office of Congressional Affairs

cc: Senator Pete V. Domenici

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October 16, 2007

The Honorable Barbara Boxer
Chairman, Committee on Environment
and Public Works
United States Senate
Washington, DC 20510

Dear Madam Chairman:

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cc: Senator James M. Inhofe

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Washington, DC 20515

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Distribution:
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DMSSA r/f
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(Identical letters sent to the NRC Oversight Committees.)

OFC	FSME/DMSSA	FSME/DMSSA	FSME/DMSSA	FSME/DMSSA	OCA
NAME	KKLukes:tyh	ADWhite	RLewis	RLewis for JRSchlueter	RSchmidt BK for
DATE	10/12/07	10/12/07	10/15/07	10/15/07	10/16/07

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