



Division of Public Health

State of Nebraska

Dave Heineman, Governor

December 20, 2007

Janet R. Schlueter, Director  
Division of Materials Safety  
and State Agreements  
Office of Federal and State Materials  
and Environmental Management Programs  
USNRC

Dear Ms. Schlueter:

This is in reference to your letter dated November 20, 2007 regarding implementation of fingerprinting requirements on increased controls licensees. Our Agency Counsel has determined that implementation of the fingerprinting requirements will require specific authority in the Radiation Control Act (the Act).

It is our intention to pursue an amendment to the Act in the next session of the State Legislature. The legislative session is scheduled to end on April 30, 2007. We will request an emergency clause making the amendment effective on the day it is signed by the Governor. If the Act is amended in the way that I have described, we would be able to impose the fingerprinting requirements by June 2, 2008. I will keep you informed of any unforeseen difficulties.

If you have any questions, please contact me at 402/471-0528.

Sincerely,

Julia A. Schmitt, Manager  
Office of Radiological Health  
Department of Health and Human Services