

March 26, 2009

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:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

Once this Agreement is in place, the Commission will terminate the time-limited waivers of the requirements in the Energy Policy Act of 2005 granted by the Commission to Virginia for byproduct material. The NRC staff will conduct periodic reviews of the Virginia program to ensure that the terms of the Agreement continue to be met.

Sincerely,

/RA/

Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Senator David Vitter

March 26, 2009

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

Dear Madam Chairman:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

/RA/

Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Senator James M. Inhofe

March 26, 2009

The Honorable Henry Waxman  
Chairman, Committee on Energy and Commerce  
United States House of Representatives  
Washington, DC 20515

Dear Mr. Chairman:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

/RA/

Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Representative Joe Barton

March 26, 2009

The Honorable Edward J. Markey  
Chairman, Subcommittee on Energy and Environment  
Committee on Energy and Commerce  
United States House of Representatives  
Washington, DC 20515

Dear Mr. Chairman:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Representative Fred Upton

March 26, 2009

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:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Representative Rodney Frelinghuysen

March 26, 2009

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

Dear Mr. Chairman:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Senator Robert F. Bennett

March 26, 2009

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

Dear Mr. Chairman:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Senator Susan Collins

March 26, 2009

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

Dear Mr. Chairman:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Representative Darrell Issa

March 26, 2009

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

Dear Mr. Chairman:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

/RA/

Rebecca L. Schmidt, Director  
Office of Congressional Affairs

cc: Senator Lisa Murkowski

March 26, 2009

The Honorable Robert J. Wittman  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Wittman:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Glenn Nye III  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Nye:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Robert C. Scott  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Scott:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable J. Randy Forbes  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Forbes:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Tom Perriello  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Perriello:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Bob Goodlatte  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Goodlatte:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Sincerely,

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Eric Cantor  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Cantor:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable James P. Moran  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Moran:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Rick Boucher  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Boucher:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Frank R. Wolf  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Wolf:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Gerald E. Connolly  
United States House of Representatives  
Washington, DC 20515

Dear Congressman Connolly:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Mark Warner  
United States Senate  
Washington, DC 20510

Dear Senator Warner:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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Rebecca L. Schmidt, Director  
Office of Congressional Affairs

March 26, 2009

The Honorable Jim Webb  
United States Senate  
Washington, DC 20510

Dear Senator Webb:

This is to inform you that the U.S. Nuclear Regulatory Commission (Commission) has approved an Agreement with the Commonwealth of Virginia (Virginia) under Section 274 of the Atomic Energy Act of 1954, as amended (the Act). The Commission has determined that the Virginia program for the regulation of materials covered by this Agreement is compatible with the Commission's equivalent program and adequate to protect public health and safety. Under this Agreement Virginia will assume regulatory authority over certain byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass. The Agreement will become effective on March 31, 2008.

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/RA/

Rebecca L. Schmidt, Director  
Office of Congressional Affairs

**\*Identical letters to be sent to the NRC Oversight Committees and the Virginia Congressional Delegation (see attached list).**

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

cc: Senator James M. Inhofe

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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

cc: Senator David Vitter

\*\*\*\*\*

The Honorable Henry Waxman  
Chairman, Committee on Energy and Commerce  
United States House of Representatives  
Washington, DC 20515

cc: Representative Joe Barton

\*\*\*\*\*

The Honorable Edward J. Markey  
Chairman, Subcommittee on Energy and Environment  
Committee on Energy and Commerce  
United States House of Representatives  
Washington, DC 20515

cc: Representative Fred Upton

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

cc: Representative Rodney Frelinghuysen

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

cc: Senator Robert F. Bennett

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

cc: Senator Susan Collins

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

cc: Representative Darrell Issa

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

cc: Senator Lisa Murkowski

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**Commonwealth of Virginia  
Congressional Delegation**

The Honorable Robert J. Wittman  
United States House of Representatives  
Washington, DC 20515

The Honorable Glenn Nye III  
United States House of Representatives  
Washington, DC 20515

The Honorable Robert C. Scott  
United States House of Representatives  
Washington, DC 20515

The Honorable J. Randy Forbes  
United States House of Representatives  
Washington, DC 20515

The Honorable Tom Perriello  
United States House of Representatives  
Washington, DC 20515

The Honorable Bob Goodlatte  
United States House of Representatives  
Washington, DC 20515

The Honorable Eric Cantor  
United States House of Representatives  
Washington, DC 20515

The Honorable James P. Moran  
United States House of Representatives  
Washington, DC 20515

The Honorable Rick Boucher  
United States House of Representatives  
Washington, DC 20515

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United States House of Representatives  
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United States House of Representatives  
Washington, DC 20515

The Honorable Mark Warner  
United States Senate  
Washington, DC 20510

The Honorable Jim Webb  
United States Senate  
Washington, DC 20510