



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PA 19406-1415

Q-9

November 25, 2008

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(45-00105-01)

TO: ALL NRC MATERIALS LICENSEES AUTHORIZED TO CONDUCT LICENSED
ACTIVITIES IN THE COMMONWEALTH OF VIRGINIA

SUBJECT: PROPOSED AGREEMENT WITH THE COMMONWEALTH OF VIRGINIA

Dear Licensee:

As you are probably aware, the Commonwealth of Virginia intends to enter into an Agreement with the U.S. Nuclear Regulatory Commission (NRC). Under the Agreement, the NRC will relinquish to the Commonwealth of Virginia regulatory authority for certain licenses for byproduct, source, and special nuclear materials. It is anticipated that the Agreement will become effective on or about March 31, 2009.

To assist you in understanding this proposed change in regulatory authority, the following conditions will apply on the effective date of the Agreement:

1. As an NRC materials licensee (other than as described in Item 3. below) located in and/or authorized to conduct licensed activities only in the Commonwealth of Virginia, your existing NRC license will be transferred to the Commonwealth. The NRC license will be converted to a Commonwealth of Virginia license at the time of next renewal, amendment, or as determined by the Commonwealth.
2. As an NRC materials licensee located in the Commonwealth of Virginia and authorized to conduct licensed activities in non-Agreement States (i.e., States regulated by the NRC), one of two situations may exist:
 - a. If your NRC license authorizes activities in the Commonwealth of Virginia and at one or more permanent locations in any non-Agreement State (e.g., New Jersey, West Virginia, etc.), upon the effective date of the Agreement, you will be issued two licenses. Your current NRC license will be amended to remove the Commonwealth of Virginia location (leaving those locations that authorize activities in non-Agreement States), and you will be issued a new license by NRC authorizing activities only in the Commonwealth of Virginia. There will be no fee assessed for these actions; however, you will continue to be assessed annual fees to maintain the NRC license. The Commonwealth of Virginia will also charge you license fees for the license authorizing activities in the Commonwealth. The expiration date of both licenses will remain the same; the license authorizing activities in Virginia will be converted to a Commonwealth of Virginia license at the time of the next renewal, amendment, or as determined by the Commonwealth.

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All NRC Materials Licensees

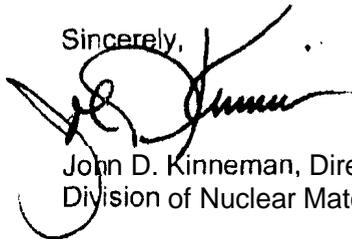
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For your information, communications with the Commonwealth of Virginia should be addressed to:

Mr. Leslie P. Foldesi, CHP, Director
Division of Radiological Health
Virginia Department of Health
James Madison Bldg.
109 Governor Street, Room 730
Richmond, VA 23219
Telephone: (804) 864-8151

If you have any questions regarding this letter, please contact either of the Region I State Agreements Officers, James Kottan at (610) 337-5214 or Donna Janda at (610) 337-5371.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Kinneman", is written over the typed name and title.

John D. Kinneman, Director
Division of Nuclear Materials Safety