

## Torres, RobertoJ

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**From:** Torres, RobertoJ  
**Sent:** Monday, August 30, 2010 11:21 AM  
**To:** 'David Jordan'  
**Subject:** One last question before issuing the license

David:

I have received a response from the VA legal counsel regarding the jurisdiction of "Robert J. Dole VA Medical Center, Wichita, Kansas". The jurisdiction is "concurrent" meaning that it is NOT exclusive Federal jurisdiction. This means that InSight will have to operate at this location under a State of Kansas radioactive materials license or in absence of such license apply for reciprocity with the State of Kansas.

Roberto J. Torres  
Senior Health Physicist  
U.S. Nuclear Regulatory Commission - Region IV  
Division of Nuclear Materials Safety  
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## Torres, RobertoJ

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**From:** Allensworth, Kenneth W (FACHE) (WIC) [Ken.Allensworth@va.gov]  
**Sent:** Monday, August 30, 2010 11:06 AM  
**To:** Torres, RobertoJ  
**Subject:** FW: Legislative jurisdiction

Mr. Torres – here is our Regional Counsel response.

Thanks --

Ken Allensworth  
Executive Assistant to the Director  
Robert J. Dole VA Medical Center  
(316) 651-3695

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**From:** Copp, Maurice  
**Sent:** Monday, August 30, 2010 11:05 AM  
**To:** Allensworth, Kenneth W (FACHE) (WIC)  
**Subject:** RE: Legislative jurisdiction

Ken:  
The VAMC, Wichita has concurrent jurisdiction with the State of Kansas. Both Kansas and federal law applies unless there is a conflict in which case federal law controls.

*Maurice D. Copp*  
Staff Attorney  
St. Louis Office of Regional Counsel  
5631 South 48th  
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PH: 402-420-4275  
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**From:** Allensworth, Kenneth W (FACHE) (WIC)  
**Sent:** Monday, August 30, 2010 11:01 AM  
**To:** Copp, Maurice  
**Subject:** FW: Legislative jurisdiction  
**Importance:** High

Maury – do you have a response for this inquiry?

Thanks --

Ken Allensworth  
Executive Assistant to the Director  
Robert J. Dole VA Medical Center  
(316) 651-3695

**From:** Torres, RobertoJ [mailto:RobertoJ.Torres@nrc.gov]  
**Sent:** Monday, August 30, 2010 10:31 AM  
**To:** Allensworth, Kenneth W (FACHE) (WIC)  
**Subject:** Legislative jurisdiction

Mr. Allensworth:

Have you received a response from the VA legal counsel regarding the legislative jurisdiction of Robert J. Dole VA Medical Center? Please let me know if you believe it is going to take some time to obtain a response. Thank you.

Roberto J. Torres

Mr. Allensworth:

I am a license reviewer with the U.S. Nuclear Regulatory Commission (NRC) and I need to determine if Robert J. Dole VA Medical Center in Wichita, Kansas is an area of exclusive Federal jurisdiction. The attached NRC procedure describes the different categories of legislative jurisdiction. I am currently writing a medical license for a company that will be providing services to Robert J. Dole VA Medical Center and need to determine the jurisdiction before I issue the license. Please forward this email to a legal counselor that deals with real estate for the VA. These individuals usually know the answer to my question. A response by email would be sufficient. Thank you.

Roberto J. Torres  
Senior Health Physicist  
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## Torres, RobertoJ

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**From:** Torres, RobertoJ  
**Sent:** Monday, August 30, 2010 10:39 AM  
**To:** 'David Jordan'  
**Subject:** One last question before issuing the license

I am about to issue InSight's license but need to clarify if Robert J. Dole VA Medical Center in Wichita, Kansas is an "area of exclusive Federal jurisdiction". Do you happen to have a written document from the VA, or other document, confirming that it is exclusive Federal jurisdiction?