

February 3, 2011

ALL AGREEMENT STATES, MICHIGAN

NOTIFICATION OF REVISION TO MEMORANDUM OF UNDERSTANDING BETWEEN THE U.S. NUCLEAR REGULATORY COMMISSION AND THE U.S. DEPARTMENT OF ENERGY CONCERNING COORDINATION RELATING TO RADIOACTIVE SEALED SOURCE RECOVERY (**FSME-11-014**)

**Purpose:** On January 3, 2011, the U.S. Nuclear Regulatory Commission (NRC) and the U.S. Department of Energy (DOE) completed revision to the Memorandum of Understanding (MOU) between the NRC and the U.S. DOE Concerning Coordination Relating to Radioactive Sealed Source Recovery. This letter is intended to inform all Agreement States of this action. No action or response on the part of the Agreement States is requested or required.

**Background:** On June 18, 1999, the NRC and DOE signed a "Memorandum of Understanding Concerning the Management of Sealed Sources," which described NRC's and DOE's roles in situations involving excess and unwanted radioactive sealed sources and similar material that posed actual or potential concern to public health and safety, the environment, and/or homeland security. The MOU described the coordination between the two agencies, and also allowed for NRC to request emergency assistance from DOE for disposition of these sources. Based on over ten years of experience, the NRC and DOE believed that the MOU has effectively promoted accomplishment of the agencies' respective safety missions. On January 3, 2011, the NRC and DOE completed a revision to the MOU, to update and extend the MOU.

The MOU includes a provision VI.C.1.e, allowing Agreement States to make requests for recovery under the MOU through the NRC, via the NRC Coordination Officer for the MOU (currently Michele Burgess, see contact information below).

The MOU is available in NRC ADAMS, ML110050076, and also is posted on the NRC Orphan Source website (<http://www.nrc.gov/materials/miau/miau-reg-initiatives/orphan.html>).

If you have questions regarding this correspondence, please contact me at (301) 415-7197 or the individual named below.

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