

August 23, 2013

ALL AGREEMENT STATES

REQUEST BY GEORGIA TO RELINQUISH AUTHORITY FOR SEALED SOURCE AND
DEVICE EVALUATION AND APPROVAL (FSME-13-082)

Purpose: The U.S. Nuclear Regulatory Commission (NRC) has assumed regulatory authority to evaluate and approve sealed source and device (SS&D) applications in the State of Georgia, effective August 20, 2013.

Background: Section 274b. of the Atomic Energy Act of 1954 as amended (AEA), provides the NRC authority to enter into agreements with States so they can assume, and the NRC can relinquish regulatory authority over, specified AEA radioactive materials and activities. On December 15, 1969, Georgia entered into a Section 274b. Agreement with the Atomic Energy Commission (the predecessor regulatory agency to the NRC) to regulate source, byproduct, and special nuclear material in quantities not sufficient to form a critical mass. As of August 20, 2013, the State of Georgia has relinquished the State's regulatory authority to evaluate and approve SS&D applications.

Discussion: On June 5, 2013, the NRC received a letter from Georgia Governor Nathan Deal requesting to relinquish the State's regulatory authority to evaluate and approve SS&D applications, and asking the NRC to assume regulatory authority over this program.

The Commission approved the request and has notified the State of Georgia that effective August 20, 2013, the NRC has assumed authority to evaluate and approve sealed source and device applications within the State. The notice of this action was published in the Federal Register on August 22, 2013 (78 FR 52219) and can be viewed through the following link: <https://www.federalregister.gov/articles/2013/08/22/2013-20494/state-of-georgia-relinquishment-of-sealed-source-and-device-evaluation-and-approval-authority>.

The State of Georgia will retain authority to regulate the manufacture and use of sealed sources and devices within the State in accordance with its Section 274b. Agreement with the NRC.

If you have any questions regarding the correspondence, please contact me at 301-415-3340 or the individual named below.

POINT OF CONTACT: Stephen Poy
TELEPHONE: (301) 415-7135

INTERNET: stephen.poy@nrc.gov
FAX: (301) 415-5955

/RA by Pamela Henderson for/

Brian J. McDermott, Director
Division of Materials Safety
and State Agreements
Office of Federal and State Materials
and Environmental Management Programs

August 23, 2013

ALL AGREEMENT STATES

REQUEST BY GEORGIA TO RELINQUISH AUTHORITY FOR SEALED SOURCE AND DEVICE EVALUATION AND APPROVAL (FSME-13-082)

Purpose: The U.S. Nuclear Regulatory Commission (NRC) has assumed regulatory authority to evaluate and approve sealed source and device (SS&D) applications in the State of Georgia, effective August 20, 2013.

Background: Section 274b. of the Atomic Energy Act of 1954 as amended (AEA), provides the NRC authority to enter into agreements with States so they can assume, and the NRC can relinquish regulatory authority over, specified AEA radioactive materials and activities. On December 15, 1969, Georgia entered into a Section 274b. Agreement with the Atomic Energy Commission (the predecessor regulatory agency to the NRC) to regulate source, byproduct, and special nuclear material in quantities not sufficient to form a critical mass. As of August 20, 2013, the State of Georgia has relinquished the State's regulatory authority to evaluate and approve SS&D applications.

Discussion: On June 5, 2013, the NRC received a letter from Georgia Governor Nathan Deal requesting to relinquish the State's regulatory authority to evaluate and approve SS&D applications, and asking the NRC to assume regulatory authority over this program.

The Commission approved the request and has notified the State of Georgia that effective August 20, 2013, the NRC has assumed authority to evaluate and approve sealed source and device applications within the State. The notice of this action was published in the Federal Register on August 22, 2013 (78 FR 52219) and can be viewed through the following link: <https://www.federalregister.gov/articles/2013/08/22/2013-20494/state-of-georgia-relinquishment-of-sealed-source-and-device-evaluation-and-approval-authority>.

The State of Georgia will retain authority to regulate the manufacture and use of sealed sources and devices within the State in accordance with its Section 274b. Agreement with the NRC.

If you have any questions regarding the correspondence, please contact me at 301-415-3340 or the individual named below.

POINT OF CONTACT: Stephen Poy
TELEPHONE: (301) 415-7135

INTERNET: stephen.poy@nrc.gov
FAX: (301) 415-5955

/RA by Pamela Henderson for/

Brian J. McDermott, Director
Division of Materials Safety
and State Agreements
Office of Federal and State Materials
and Environmental Management Programs

Distribution: DCD (SP03) MSSA r/f

ML13234A296

OFC	MSSA/ASPB	MSSA/ASPB	MSSA	MSSA
NAME	SPoy	ADWhite	PJHenderson	BJMcDermott
DATE	8/23/13	8/23 /13	8/23 /13	8/23 /13

OFFICIAL RECORD COPY