

**RESPONSE TO FREEDOM OF  
INFORMATION ACT (FOIA) / PRIVACY  
ACT (PA) REQUEST**

2015-0193

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RESPONSE TYPE  INTERIM  FINAL

REQUESTER  
Eric Bennett

DATE  
**MAY 21 2015**

**PART I. -- INFORMATION RELEASED**

- No additional agency records subject to the request have been located.
- Requested records are available through another public distribution program. See Comments section.
- GROUP A Agency records subject to the request that are identified in the specified group are already available in public ADAMS or on microfiche in the NRC Public Document Room.
- GROUP Agency records subject to the request that are contained in the specified group are being made available in public ADAMS.
- GROUP Agency records subject to the request are enclosed.
- Records subject to the request that contain information originated by or of interest to another Federal agency have been referred to that agency (see comments section) for a disclosure determination and direct response to you.
- We are continuing to process your request.
- See Comments.

**PART I.A -- FEES**

- AMOUNT\*  You will be billed by NRC for the amount listed.  None. Minimum fee threshold not met.
- \$   You will receive a refund for the amount listed.  Fees waived.
- \* See comments for details

**PART I.B -- INFORMATION NOT LOCATED OR WITHHELD FROM DISCLOSURE**

- We did not locate any agency records responsive to your request. *Note:* Congress allowed agencies to treat three discrete categories of law enforcement and national security records as not subject to the FOIA ("exclusions"). See 5 U.S.C. 552(c). This is a standard notification that we give to all requesters; it should not be taken as an indication that any of these excluded records do, or do not, exist.
- We have withheld certain information in the records from disclosure pursuant to the FOIA exemptions described, and for the reasons stated, in Part II.
- Because this is an interim response to your request, you may not appeal this determination at this time. We will notify you of your right to appeal any of the responses we have issued in response to your request when we issue our final determination on your request.
- You may appeal this final determination within 30 calendar days of the date of this response, by writing to the FOIA Officer, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001 . Please be sure to mark your letter/envelope or email that it is a "FOIA Appeal."

**PART I.C COMMENTS ( Use attached Comments continuation page if required)**

The incoming FOIA request will be made available in public ADAMS as ML#15079A127. Records with an ML Accession Number are publicly available in the NRC's Public Electronic Reading Room at <http://www.nrc.gov/reading-rm.html>. If you need assistance in obtaining these records, please contact the NRC's Public Document Room (PDR) at 301-415-4737, or 1-800-397-4209, or by email to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov).

The only communications between Rick Perry and the NRC responsive to your request are part of the response packages to FOIA 2014-0338 or FOIA-2014-0392, which are already publicly available.

SIGNATURE - FREEDOM OF INFORMATION ACT AND PRIVACY ACT OFFICER

*Roger D. Andoh*

**Group   A**

**FOIA/PA NO:           2015-0193**

**RECORDS ALREADY PUBLICLY AVAILABLE**

1. ML010240428 – 02/01/2001, Letter to R. Perry of TX, RE: Participation in SLO Program
2. ML032970141 – 10/06/2003, Letter from Governor Rick Perry to Chairman Richard Meserve re: Designation of Roger Mulder as Texas. State Liaison Officer
3. ML052500457 – 09/02/2005, Letter to Governors of Agreement States
4. ML060660044 – 02/21/2006, Letter to Chairman Nils Diaz from Governor Rick Perry, requesting NRC to copy the Chairman of the Texas Radiation Advisory Board on official correspondence sent to State of Texas
5. ML060870269 – 03/27/2006, Letter to Governor Rick Perry from Janet R. Schlueter, Director, Office of State and Tribal Programs, in response to his letter dated 02/21/06
6. ML062360516 – 08/18/2006, Letter to Governors of Agreement States
7. ML063120450 – 10/27/2006, Letter to Chairman Dale Klein from Governor Rick Perry, re: State of Texas' intent to continue to implement its regulatory responsibility with respect to the new by-product materials

8. ML063560327 – 10/18/2006, Letter to Chairman Dale Klein from Governor Rick Perry, re: Governors' certification letter regarding the licensing of certain naturally occurring and accelerator produced radioactive material defined as byproduct material
9. ML063600189 – 12/21/2006, Acknowledgement letter to Governor Rick Perry from Annette Vietti-Cook (SECY) re: program for licensing By-product material
10. ML072540137 – 11/30/2007, Letters to Agreement States Governors from Chairman Klein Re: Certificates of Adequacy Required by the Energy Policy Act of 2005
11. ML082410874 – 09/04/2009, Letters to Various Governors from Chairman Jaczko, re: Issuance of Firearms Guidelines Implementing the Provisions of New Section 161A of the Atomic Energy Act of 1954
12. ML101390407 – 02/04/2011, Letter to Agreement State Governors from Chairman Jaczko, re: information that the NRC will seek input and support from Agreement States' radiation control programs for new complementary information technology system to the NSTS
13. ML111440673 – 05/05/2011, Letter to Dr. Stephen Salomon (FSME/NRC) from Governor Rick Perry, re: designation of state officials to receive advance notification of transportation of certain shipments of nuclear waste and spent fuel through Texas
14. ML11305A221 – 06/26/2002, Letter from Governor Rick Perry to Chairman Richard Meserve re: Acknowledging Receipt of NRC Orders Imposing additional Physical Protection Measures.
15. ML11305A222 – 05/28/2004, Letter from Chairman N. J. Diaz to Governors Re: The protection of NRC safeguards Information
16. ML113250158 – 12/27/2011, Thank You Letters fm Chairman Jaczko to 37 Governors Following National State Liaison Officer Conference
17. ML12004A137 – 06/26/2002, Letter from Governor Rick Perry to Chairman Richard Meserve, Concerns Request Regarding the NRC's Orders, which will Impose Additional Physical Protection Measures for the Transportation of Radioactive Material

18. ML12320A016 – 12/07/2012, Response Ltr to The Honorable Rick Perry from Chairman Macfarlane re: Congratulations to the State of Texas on its 50th Year Anniversary

19. ML15117A361 – 04/23/2015, Final response to FOIA 2014-0392