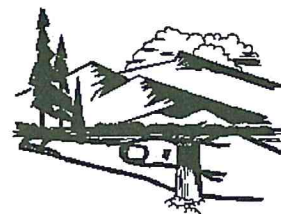


Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Matthew H. Mead, Governor

Todd Parfitt, Director

Mr. Stephen Poy
Radioactive Materials Safety Branch
Division of Materials Safety and State Agreements
Office of Federal and State Materials and Environmental Management Programs
March 29, 2016

Dear Mr. Poy:

The State of Wyoming and its Department of Environmental Quality (WYDEQ) greatly appreciate the opportunity to engage in discussion with you and NRC Staff regarding the State's plan to pursue an agreement under Section 274 of the Atomic Energy Act of 1954 as amended (AEA), whereby the NRC will discontinue its AEA authority over source material from recovery or milling and the resulting 11e. (2) byproduct material. In preparation for such agreement the State is supplying the NRC with draft regulation such that NRC can review and provide comments on adequacy and compatibility. These comments are greatly appreciated and will be incorporated into the draft and ultimately the final agreement packet that is sent to the NRC. Included are Chapter 5 Notice, Instruction and Reports to Workers, Chapter 9 Transportation of Licensed Material, Chapter 10 Risk Informed, Performance Based Licensing and Inspection, and Chapter 1 General Provisions since it contains definitions that apply to each Chapter. Along with Chapters 5 and 9 the State included Compatibility Tables to show where the State differs from the NRC. If you have any questions or concerns please feel free to contact Ryan Schierman the Uranium Recovery Program Manager at (ryan.schierman@wyo.gov) 307-777-7757. Thanks again for the cooperation in this process.

Sincerely,

Kyle Wendtland
Administrator
Wyoming Land Quality Division

Cc: Ryan Schierman
Eva La
Brandi O'Brien