



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**  
WASHINGTON, D.C. 20555-0001

October 17, 2016

Mr. Kyle Wendtland, Administrator  
Wyoming Department of Environmental Quality  
Land Quality Division  
122 W. 25<sup>th</sup> Street  
Herschler 4W  
Cheyenne, WY 82002

Dear Mr. Wendtland:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter of August 8, 2016, in which you indicated that you intend to provide the NRC with a draft application for an Atomic Energy Act, Section 274b Agreement by October 28, 2016. Thank you for providing the NRC notice and the opportunity to assemble a review team prior to your draft application submittal. A review team will be designated and ready to review your draft application upon submittal.

Upon receiving the draft application, the team will review it for completeness. The draft application should contain a draft letter of certification and a description of the materials program for all applicable elements of the Agreement. The description should cover all applicable sections of Nuclear Material Safety and Safeguards procedure SA-700 "Processing an Agreement." It should contain sufficient information to permit staff to conduct a detailed review of the application. It should also contain the draft text for the proposed Agreement (See NRC Management Directive 5.8, Proposed Section 274b Agreements with States). Printed and photocopied documents must be legible. Information in electronic form must be readable by the agency computer resources. The submittal should not contain any information that is not publicly available, including security related information. In the case of personally identifiable information (PII), it should be provided in a separate submittal that is clearly marked as containing sensitive PII.

During the review, there will be regularly scheduled telephone calls with the State. NRC's comments on the draft application should be used to make changes to the formal request. However, the Wyoming Program Director should not submit a second draft or changes to the draft unless coordinated with the Branch Chief of the Agreement State Programs Branch. This will help avoid ambiguity with respect to responding to NRC comments and the completeness for the formal request.

K. Wendtland

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The NRC welcomes the State's interest in becoming an Agreement State and looks forward to working with the State of Wyoming on your Agreement State application.

Sincerely,

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Paul Michalak, Branch Chief  
Agreement State Programs Branch  
Division of Material Safety, State, Tribal  
and Rulemaking Programs  
Office of Nuclear Material Safety  
and Safeguards

K Wendtland

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Paul Michalak, Branch Chief  
Agreement State Programs Branch  
Division of Material Safety, State, Tribal  
and Rulemaking Programs  
Office of Nuclear Material Safety  
and Safeguards

**ML16235A097**

<b>OFC</b>	MSTR/ASPB	MSTR	MSTR/ASPB
<b>NAME</b>	SPoy	DCollins	PMichalak
<b>DATE</b>	09/9/2016	10/17/2016	10/17/2016

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