



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

June 26, 2018

Mary Hopkins, State Preservation Officer
Wyoming State Historic Preservation Office
2301 Central Avenue
Barrett Building, Third Floor
Cheyenne, WY 82002

SUBJECT: NOTICE OF A PROPOSED AGREEMENT WITH THE STATE OF WYOMING

Dear Ms. Hopkins:

Governor Matthew Mead, on behalf of the State of Wyoming, has submitted a request that the U.S. Nuclear Regulatory Commission (NRC) enter into an Agreement with the State under Section 274 of the Atomic Energy Act of 1954 (AEA). Under the proposed Agreement, the Commission would discontinue, and the State of Wyoming would assume, regulatory authority within the State over the management and disposal of byproduct materials as defined in Section 11e.(2) of the AEA and a subcategory of source material associated with uranium or thorium milling. These regulatory responsibilities would be transferred to the State of Wyoming and the State of Wyoming's environmental and historic and cultural resource requirements would apply instead of the National Environmental Policy and National Historic Preservation Act requirements. The NRC would continue to retain regulatory authority over other AEA radioactive materials in the State.

Enclosed for your information is the *Federal Register* Notice (FRN) published on June 26, 2018. The FRN requests public comment on the proposed Wyoming Agreement and the NRC staff draft assessment of the State of Wyoming's formal application. The comment period ends July 26, 2018.

The enclosed FRN provides the process to submit comments. If you have any questions, you may contact Paul Michalak at (301) 415-5804 (Paul.Michalak@nrc.gov).

Sincerely,

/RA/

Andrea L. Kock, Acting Director
Division of Materials Safety, Security, State,
and Tribal Programs
Office of Nuclear Material, Safety,
and Safeguards

Enclosure:
Federal Register Notice

SUBJECT: LETTERS TO WYOMING AGENCIES RE: NOTICE OF A PROPOSED AGREEMENT WITH THE STATE OF WYOMING.

Identical letters sent to:

Wyoming SHPO
Wyoming AG's Office

ML18157A370

OFC	NMSS/MSST		NMSS/MSST		NMSS/MSST	
NAME	SPoy		PMichalak		AKock	
DATE	06/08/18*		06/08/18		06/26/18	

OFFICIAL RECORD COPY



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NUCLEAR REGULATORY COMMISSION
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June 26, 2018

Susan Jane Caton
Senior Assistant Attorney General
State of Wyoming, Office of the Attorney General
123 Capitol Building
200 W. 24th Street
Cheyenne, WY 82002

SUBJECT: NOTICE OF A PROPOSED AGREEMENT WITH THE STATE OF WYOMING

Dear Ms. Caton:

Governor Matthew Mead, on behalf of the State of Wyoming, has submitted a request that the U.S. Nuclear Regulatory Commission (NRC) enter into an Agreement with the State under Section 274 of the Atomic Energy Act of 1954 (AEA). Under the proposed Agreement, the Commission would discontinue, and the State of Wyoming would assume, regulatory authority within the State over the management and disposal of byproduct materials as defined in Section 11e.(2) of the AEA and a subcategory of source material associated with uranium or thorium milling. These regulatory responsibilities would be transferred to the State of Wyoming and the State of Wyoming's environmental and historic and cultural resource requirements would apply instead of the National Environmental Policy and National Historic Preservation Act requirements. The NRC would continue to retain regulatory authority over other AEA radioactive materials in the State.

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