



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

June 25, 2019

Loren Sweatt  
Acting Assistant Secretary of Labor  
Occupational Safety and Health  
Administration  
200 Constitution Avenue  
Washington, DC 20210

**SUBJECT: NOTICE OF A PROPOSED AGREEMENT WITH THE STATE OF VERMONT**

Dear Ms. Sweatt:

Governor Philip B. Scott, on behalf of the State of Vermont, 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 Vermont would assume, regulatory authority within the State over the responsibility of byproduct material as defined in Sections 11e.(1), 11e.(3), and 11e.(4) of the AEA, source material, and special nuclear material in quantities not sufficient to form a critical mass.

Enclosed for your information is the *Federal Register* notice (FRN) published on June 25, 2019. The FRN requests public comment on the proposed Vermont Agreement and the NRC staff draft assessment of the State of Vermont's formal application. The comment period ends July 25, 2019.

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](mailto:Paul.Michalak@nrc.gov)).

Sincerely,

**/RA/**

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

Enclosure:  
*Federal Register* notice

SUBJECT: LETTERS TO FEDERAL AGENCIES RE: NOTICE OF A PROPOSED  
AGREEMENT WITH THE STATE OF VERMONT **DATE: JUNE 25, 2019**

**Identical letters sent to:**

U.S. Department of Energy  
Council on Environmental Quality  
Advisory Council on Historic Preservation  
Food and Drug Administration  
U.S. Environmental Protection Agency  
U.S. Department of Homeland Security

**DISTRIBUTION:**

J. Trapp  
J. Nick  
H. Gonzalez  
D. Janda  
A. Burritt  
M. Orendi

**ADAMS Accession No.: ML19134A317**

**\*via email**

OFFICE	MSST	MSST	MSST	MSST
NAME	MArribas-Colon	DWhite	PMichalak	AKock
DATE	6/20/19	6/20/19	6/25/19	6/25/19

**OFFICIAL RECORD COPY**



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

June 25, 2019

Theodore J. Garrish  
Assistant Secretary  
Congressional and Intergovernmental  
Affairs  
U.S. Department of Energy N3641  
1000 Independence Ave, SW  
Washington, DC 20585-0001

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

Dear Mr. Garrish:

Governor Philip B. Scott, on behalf of the State of Vermont, 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 Vermont would assume, regulatory authority within the State over the responsibility of byproduct material as defined in Sections 11e.(1), 11e.(3), and 11e.(4) of the AEA, source material, and special nuclear material in quantities not sufficient to form a critical mass.

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Office of Nuclear Material Safety  
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*Federal Register* notice



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

June 25, 2019

Ted Boling  
Deputy General Counsel  
Council on Environmental Quality  
722 Jackson Place, NW  
Washington, DC 20503-0002

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

Dear Mr. Boling:

Governor Philip B. Scott, on behalf of the State of Vermont, 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 Vermont would assume, regulatory authority within the State over the responsibility of byproduct material as defined in Sections 11e.(1), 11e.(3), and 11e.(4) of the AEA, source material, and special nuclear material in quantities not sufficient to form a critical mass.

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

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

June 25, 2019

John M. Fowler  
Executive Director  
Advisory Council on Historic  
Preservation  
401 F Street MW, Suite 308  
Washington, DC 20001-2637

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

Dear Mr. Fowler:

Governor Philip B. Scott, on behalf of the State of Vermont, 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 Vermont would assume, regulatory authority within the State over the responsibility of byproduct material as defined in Sections 11e.(1), 11e.(3), and 11e.(4) of the AEA, source material, and special nuclear material in quantities not sufficient to form a critical mass.

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Division of Materials Safety, Security, State  
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Office of Nuclear Material Safety  
and Safeguards

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

June 25, 2019

Jeffrey E. Shuren, M.D., J. D.  
Director  
Center for Devices and  
Radiological Health  
Food and Drug Administration  
White Oak Building 66  
10903 New Hampshire Ave.  
Silver Spring, MD 20993

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

Dear Dr. Shuren:

Governor Philip B. Scott, on behalf of the State of Vermont, 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 Vermont would assume, regulatory authority within the State over the responsibility of byproduct material as defined in Sections 11e.(1), 11e.(3), and 11e.(4) of the AEA, source material, and special nuclear material in quantities not sufficient to form a critical mass.

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Office of Nuclear Material Safety  
and Safeguards

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

June 25, 2019

Bill Wehrum  
Assistant Administrator for  
Air and Radiation  
U.S. EPA  
Mail Code 6101A  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

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

Dear Mr. Wehrum:

Governor Philip B. Scott, on behalf of the State of Vermont, 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 Vermont would assume, regulatory authority within the State over the responsibility of byproduct material as defined in Sections 11e.(1), 11e.(3), and 11e.(4) of the AEA, source material, and special nuclear material in quantities not sufficient to form a critical mass.

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

June 25, 2019

Benjamin L. Cassidy  
Assistant Secretary  
U.S. Department of Homeland Security  
Office of Legislative Affairs  
Mail Stop 0020  
Washington, DC 20528

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

Dear Mr. Cassidy:

Governor Philip B. Scott, on behalf of the State of Vermont, 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 Vermont would assume, regulatory authority within the State over the responsibility of byproduct material as defined in Sections 11e.(1), 11e.(3), and 11e.(4) of the AEA, source material, and special nuclear material in quantities not sufficient to form a critical mass.

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