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STATE OF NEBRASKA



E. Benjamin Nelson
Governor

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Mr. Kenneth M. Carr
Chairman
United States
Nuclear Regulatory Commission
Washington, DC 20555

Dear Ken:

First, let me thank you and other staff members for the briefing I received during my visit to your offices last week. You were most helpful.

I would like to request further information on two questions of concern to Nebraska as the host state for the low level radioactive site in our regional compact. These questions are:

1. Can federal law be interpreted in such a way that it could cause Nebraska to lose its ability to ban out-of-state (compact) waste?
2. Can the emergency access clause be interpreted such that if the Nebraska site was operating and other compacts weren't, Nebraska could be required to take other compact wastes pursuant to emergency access provisions?

Thank you in advance for your response.

Sincerely,

E. Benjamin Nelson
Governor

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