



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 EAST LAMAR BOULEVARD
ARLINGTON, TEXAS 76011-4511

November 23, 2021

TO: ALL AGREEMENT STATE LICENSEES IN ARIZONA, ARKANSAS, CALIFORNIA, COLORADO, KANSAS, LOUISIANA, MISSISSIPPI, NEBRASKA, NEVADA, NEW MEXICO, NORTH DAKOTA, OKLAHOMA, OREGON, TEXAS, UTAH, AND WASHINGTON WHO FILED AN NRC FORM 241 IN CALENDAR YEAR 2021

SUBJECT: **FILING FOR RECIPROCITY IN NRC JURISDICTION FOR CALENDAR YEAR 2022**

This letter serves to provide information on how to file for reciprocity for calendar year 2022. For Agreement State licensees seeking to conduct activities under reciprocity in areas of exclusive Federal jurisdiction, non-Agreement States, or offshore waters, and who maintain an office for directing licensed activities in the respective Agreement State, should contact the NRC Regional Office in which the Agreement State that issued their license is located. To file reciprocity for the first time in a calendar year (January - December), the Agreement State licensee must submit the following:

1. NRC Form 241, "Report of Proposed Activities in Non-Agreement States, Areas of Exclusive Federal Jurisdiction, or Offshore Waters," accessible from the NRC web site at: <https://www.nrc.gov/reading-rm/doc-collections/forms/index.html>;
2. One copy of the Agreement State Radioactive Materials Specific License; and
3. Fee specified in Category 16, 10 CFR 170.31 (currently **\$2,700**) by either check or credit card.
 - If using credit card, please use NRC Form 629, accessible from the NRC web site at: <https://www.nrc.gov/reading-rm/doc-collections/forms/index.html>
 - If paying online by credit card or bank account, please use the NRC website at: <https://pay.gov/public/search/agencyforms?agencyFilters=Nuclear+RegulatoryCommission&searchCategory=PAYMENT&searchType=AGENCYPAYMENT&agencyId=1369>

Please include your e-mail address on the NRC Form 241. We will send your approval letters primarily through e-mail. The Initial Filing must be made to the NRC at least 3 days prior to conducting initial activities in a calendar year (January - December) under the General License established by 10 CFR 150.20. Licensees cannot perform work in areas of exclusive Federal jurisdiction without either: (1) filing NRC Form 241 for reciprocity in accordance with 10 CFR 150.20, or (2) applying for a specific NRC license.

The required documentation may be provided by e-mail, fax or mailed to the address on the letterhead.

R4_Reciprocity.Resource@nrc.gov

Fax #: 817-200-1188

Fax #: 817-200-1083

This general license authorizes persons holding a specific license from an Agreement State to conduct the same activity in areas of exclusive Federal jurisdiction, non-Agreement States, or in offshore waters, if the specific license issued by the Agreement State authorizes temporary jobsites for the respective activity. Under the general license, licensees conducting reciprocity activities, including storage (usage), are limited to a total of 180 days in a calendar year. However, reciprocity activities conducted in offshore waters are not subject to the 180-day limit. The NRC tracks reciprocity usage on the basis of approved usage days and will not approve any activity, under the general license, that causes the total usage days to exceed 180 days, except for offshore waters. It is important that licensees track the days of use and clarify or delete dates of work when applicable.

Please note, licensees that received orders or license amendments from their Agreement State for Increased Controls or equivalent 10 CFR Part 37, with respect to the possession of radioactive material quantities of concern, must implement those same controls while working at temporary jobsites in exclusive Federal jurisdiction. Information regarding whether a state is an Agreement State or Non-Agreement State may be located at the following website:
<https://www.nrc.gov/reading-rm/doc-collections/maps/agreement-states.html>.

Please refer to NUREG-1556, Volume 19, "Guidance For Agreement State Licensees About NRC Form 241 and Guidance for NRC Licensees Proposing to Work in Agreement State Jurisdiction (Reciprocity)," Revision 1, for information regarding how to file an NRC Form 241 and complying with NRC regulations under reciprocity. It is expected that licensees will review this information, as well as the regulations in 10 CFR 150.20, to ensure that their radiation safety program is in compliance with NRC regulations prior to conducting activities in exclusive Federal jurisdiction. NUREG-1556, Volume 19, Revision 1, is accessible at
<https://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v19/>.

Agreement State licensees operating under reciprocity in areas of exclusive Federal jurisdiction must conduct activities involving radioactive materials in accordance with the conditions specified in the licensee's Agreement State license, representations made in NRC Form 241, and other rules, regulations, and orders of the NRC, now or hereafter in effect. The NRC may perform inspections of activities by Agreement State licensees operating under a general license pursuant to 10 CFR 150.20. Inspections may occur at the listed work site location(s) or at the home office address.

Failure to comply with, or conduct your radiation safety program in accordance with, NRC regulations may result in NRC enforcement action(s) against the licensee. Enforcement actions against the licensee could include issuance of a notice of violation; imposition of a civil penalty; or an order suspending, modifying, or revoking the General License as specified in the NRC Enforcement Policy. This document is available on the following internet address:
<https://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>

For your information and use in filing for reciprocity, you may obtain NRC Forms, including NRC Form 3, at the following NRC web site: <https://www.nrc.gov/reading-rm/doc-collections/forms/>
NRC Form 3 is a notice that is required to be posted for workers as required by 10 CFR 19.11.

If you do not have access to the internet, or if you have any questions regarding the regulations or the application process, please contact Region IV staff listed in the table below.

Carol Hill	817-200-1140; Carol.Hill@nrc.gov
Latischa Hanson	817-200-1286; Latischa.Hanson@nrc.gov
Casey Alldredge	817-200-1546; Casey.Alldredge@nrc.gov
Roberto Torres	817-200-1189; RobertoJ.Torres@nrc.gov

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <https://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

Cornelius F.
O'Keefe

 Digitally signed by Cornelius
F. O'Keefe
Date: 2021.11.23 14:12:21
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Neil F. O'Keefe, Branch Chief
Materials Licensing and Decommissioning Branch
Division of Nuclear Materials Safety