



Jim Justice
Governor of West Virginia

January 9, 2023

Hon. Christopher T. Hanson, Chairman
U.S. Nuclear Regulatory Commission
Mail Stop O-16 B33
Washington, DC 20555-0001

RE: Letter of Intent to Enter into an Agreement with the United States Nuclear
Regulatory Commission

Dear Chairman Hanson,

The State of West Virginia is committed to an all-of-the-above energy policy, building off of its proud history as the source of so much of this Nation's energy supply. Today, that means including nuclear energy as a component of our energy security framework. West Virginia is committed to regulating exposure to radiation to assure the protection of the public, workers, and the environment. Moving forward, the State of West Virginia is also committed to continuing its history as a leader in providing clean and safe nuclear energy to satisfy the growing energy needs of the public. West Virginia already has exceptional resources for radiological environmental surveillance as well as radiological and nuclear emergency preparedness. Further, West Virginia recently passed legislation repealing a previous ban on nuclear energy production, a step taken to advance our goal of becoming an energy leader in the United States.

By this Letter of Intent, the State of West Virginia does hereby notify the United States Nuclear Regulatory Commission of our commitment to become an "NRC Agreement State." In accordance with Section §274(b) of the Atomic Energy Act of 1954, as amended, West Virginia intends to enter into an agreement with NRC to regulate source materials, small quantities of special nuclear materials, and byproduct materials as defined in §11e (1), (3) and (4) of the Act.

OFFICE OF THE GOVERNOR

As Governor, I will ensure that West Virginia dedicates the resources necessary to meet the requirements of the Agreement. I authorize Tera Patton, Director, Office of Environmental Health Services-Radiological Health Program, to coordinate the process with your staff. Director Patton can be contacted by telephone at (304) 352-5033, or by email at Tera.E.Patton@wv.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jim Justice". The signature is stylized and cursive, with a prominent initial "J" and a trailing flourish.

Jim Justice
Governor

Chair Resource

From: Bentley, Berkeley <berkeley.bentley@wv.gov>
Sent: Wednesday, February 8, 2023 1:31 PM
To: Duncan White
Cc: Chair Resource; Rob Akers
Subject: [External_Sender] State of West Virginia Letter of Intent to Become a NRC Agreement State
Attachments: Governor Letter of Intent to NRC.pdf.pdf

To the US Nuclear Regulatory Commission:

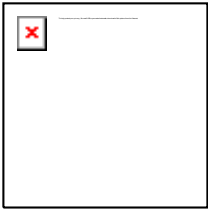
Please find attached a letter from West Virginia Governor Jim Justice, notifying the US Nuclear Regulatory Commission of the State's intent to become a "NRC Agreement State." We mailed a letter and I believe sent a copy along by email, as well, in January, but understand this has not yet been received.

I have copied Rob Akers, Counsel for our State House of Delegates, who has been very helpfully involved in working through the various issues that need to be addressed to successfully enter into an agreement.

We look forward to working together through this process, and welcome any questions or direction as to next steps.

Thank you,

Berkeley



J. Berkeley Bentley
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