



CHAIRMAN

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

February 23, 2026

The Honorable Mike Braun
Office of the Governor
State House, Second Floor
Indianapolis, IN 46204

Dear Governor Braun:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your January 29, 2026, letter, in which you requested an agreement between the NRC and the State of Indiana pursuant to Section 274b of the Atomic Energy Act of 1954, as amended (Act). If approved by the Commission, Indiana would assume regulatory authority over the possession, use, and transfer of byproduct material as defined in Sections 11e.(1), 11e.(3) and 11e.(4) of the Act, source material, and special nuclear material in quantities not sufficient to form a critical mass.

As required by the Act, the NRC staff is conducting an assessment of the compatibility of the Indiana program with the NRC's program, evaluating the adequacy of Indiana's program to protect public health and safety, and developing a proposed agreement. If the Commission approves the proposed agreement, the NRC will publish the proposed agreement and a summary of the NRC staff's assessment in the *Federal Register* for public comment. The Act requires that the proposed agreement be published once each week for four consecutive weeks. A press release concerning your request will also be issued concurrent with the initial *Federal Register* notice. After the 30-day comment period, the Commission will consider any comments received and make a final decision on your request. We will promptly inform you of our decision.

I want to assure you that the NRC staff is working diligently to complete its review by your requested date of October 1, 2026. As the review of your request and the public comment process nears completion, the NRC staff will coordinate the schedule for the effective date of the future agreement with the Indiana staff.

If you have any questions, please contact me or have your staff contact Ms. Dafna Silberfeld, Acting Director, Division of Materials Safety, Security, State, and Tribal Programs, Office of Nuclear Material Safety and Safeguards, at 301-287-0737 or by via e-mail at Dafna.Silberfeld@nrc.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ho K. Nieh".

Ho K. Nieh