

December 21, 2006

The Honorable Rick Perry
Governor of Texas
Austin, Texas 78711

Dear Governor Perry:

This is to acknowledge receipt of your letter dated December 18, 2006 to Chairman Dale E. Klein, concerning your program for licensing byproduct material, as defined in paragraph (3) or (4) of Section 11e. of the Atomic Energy Act of 1954, as amended.

A response will be forwarded to you in conjunction with the publication of the NRC's final "Plan for the Transition of Regulatory Authority Resulting from the Expanded Definition of Byproduct Material." The Plan is expected to be published in the Summer 2007.

Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission