



STATE OF IOWA

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October 1, 2003

Paul H. Lohaus, Director
Nuclear Regulatory Commission
One White Flint North
11555 Rockville Pike, 3rd Floor
Rockville, MD 20852

Dear Mr. Lohaus:

This correspondence refers not only to the "Proposed Final Report" for the Integrated Materials Performance Evaluation Program review of Iowa's Agreement State Program, but also to my letter, dated September 9, 2000, to Dr. Kevin Hsueh. Section 3.5 of the report, "Response to Incidents and Allegation, contains the statement, first paragraph on Page 9, "One incident, which occurred in 2000, was not reported to NMED." Item 6 of my letter to Dr. Hsueh, Page 3, contains the statement, "The one incident on NMED was reported but it appears to us that the NRC contractor or [sic] did not correctly enter the data." It appears that the comparison of these two statements has caused some confusion.

In a telephone conversation with Mr. James Lynch, RIII RSAO, we discovered that the incident to which the report refers, is not the same incident of which we were thinking. The resolution to any confusion generated by this situation is simple. At the time of the incident cited in the report, we were not entering incidents in NMED. It is correct to say that this incident is not there. We did not report it to NMED. We reported no incidents to NMED until 2002.

If you have any questions please contact me.

Sincerely,

Donald A. Flater, Chief
Bureau of Radiological Health
(515) 281-3478
dflater@idph.state.ia.us

cc: James L. Lynch, Region III
Kevin Hsueh

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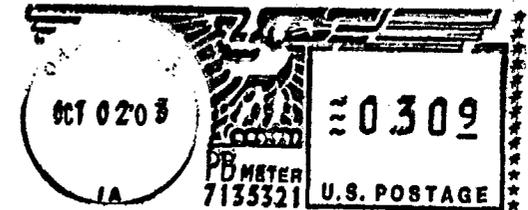
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