



STATE OF TENNESSEE  
**DEPARTMENT OF ENVIRONMENT AND CONSERVATION**

**DIVISION OF RADIOLOGICAL HEALTH**

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June 1, 2004

Duncan White, CHP  
Regional State Agreements Officer  
Division of Nuclear Materials Safety  
U. S. Nuclear Regulatory Commission  
475 Allendale Road  
King of Prussia, PA 19406-1415

Dear Mr. White:

Thank you for the opportunity to review and comment on the revisions proposed to be made in the Final Report as a result of the Management Review Board (MRB) meeting on May 13, 2004.

The revised Final Report, as submitted to the Division of Radiological Health by electronic mail on May 14, 2004, substantively reflects the agreements reached during the MRB meeting, however, I believe that NRC's consideration of the following comments is appropriate in order to further clarify certain points:

In section 4.1.2, the 5<sup>th</sup> sentence in the newly added 3<sup>rd</sup> paragraph should read:

"However, the 2000 IMPEP team and the 2001 Follow-up review team did not identify this inconsistency."

The 9<sup>th</sup> sentence should read:

"Following consideration of the State's views, the MRB agreed with the review team's inclusion of discussion relating to this rule and the team's recommendation presented below, in the final IMPEP report."

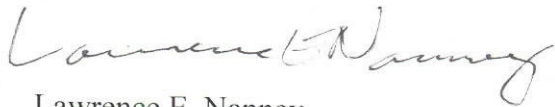
The last sentence of that paragraph, and the new Recommendation 1, should read:

"The review team recommends that the Division promptly respond to the letter dated April 12, 2004, in order to address the differences in the State's equivalent rule to 10 CFR Part 20.2003."

Duncan White, CHP  
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June 1, 2004  
Page 2

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Lawrence E. Nanney". The signature is written in dark ink and is positioned above the printed name and title.

Lawrence E. Nanney  
Director