



Department
of Health

Mike DeWine, Governor
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Amy Acton, M.D., MPH, Director

APR 18 2019

Monica Ford
Regional State Agreements Officer
U.S. Nuclear Regulatory Commission Region 1
2100 Renaissance Boulevard
King of Prussia, PA 19406

Dear Ms. Ford:

I am writing in response to your draft report of the Integrated Materials Performance Evaluation Program (IMPEP) review of the Ohio Agreement State Program administered by the Ohio Department of Health (Department) Bureau of Environmental Health and Radiation Protection. The Department is very pleased with the draft report and your proposed recommendations that Ohio's Program be found "adequate to protect public health and safety and is compatible with the NRC's program". The Department is also pleased that the common and non-common performance indicators for Ohio's Program have all been found to be satisfactory.

There is one matter that I would like to point out for your consideration. The following sentence can be found in the discussion section of the Status of Materials Inspection Program on page 4 of the draft report:

"A sampling of 88 inspection reports indicated that 19 of the inspection findings were communicated to the licensees beyond 30 days after the inspection exit."

From this wording a reader of the report could presume that the Program routinely (21.5% of the time) issues inspection findings beyond 30 days of the inspection. We believe a more accurate statement of the Program's overall performance would be:

"Of the 525 Priority 1, 2, 3, and initial inspections performed during the review period, 24 (or 4.5%) of the inspection findings were communicated to the licensees beyond 30 days after the inspection exit."

This language would be consistent with the IMPEP Team's management briefing from February 27.

The Department would like for Ohio Program staff to participate in the Management Review Board meeting via teleconference and/or Skype.

If you should have any questions regarding this letter, please contact Michael Snee at 614-644-2732.

Sincerely,

W. Gene Phillips, MBA, RS
Chief, Bureau of Environmental Health and Radiation Protection

cc: Robert K. Johnson, U.S. Nuclear Regulatory Commission

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