

February 13, 1998

Mr. Edgar D. Bailey, C.H.P., Chief  
Radiological Health Branch  
Food, Drugs & Radiation Safety Division  
State Department of Health Services  
7/14/744 P Street  
P. O. Box 942732  
Sacramento, CA 94234-7320

Dear Mr. Bailey:

Thank you for your letter dated December 24, 1997, which responded to the comments and recommendations from the Integrated Materials Performance Evaluation Program review of the California Radiation Control Program. We have reviewed your responses and find them acceptable. Specific comments regarding your responses to recommendations 3 and 14 are enclosed.

We appreciate the positive actions that you and your staff have taken and are continuing to implement with regard to our comments on your program. I look forward to our agencies continuing to work cooperatively in the future.

Sincerely,

Original Signed by  
Hugh L. Thompson, Jr.  
Hugh L. Thompson, Jr.  
Deputy Executive Director for  
Regulatory Programs

Enclosure:  
As stated

cc: S. Kimberly Belshé, Director  
California Department of Health Services  
James Stratton, State Health Officer  
Larry Barrett, Chief  
California Food, Drugs and Radiation Safety Division  
David Spath, Chief  
Division of Drinking Water & Environmental Management  
William J. Keese, State Liaison Officer

Distribution:

DIR RF (7E891)

EDO (G970891)

SDroggitis

KSchneider

LMcLean, RIV

JHonor, RIV/WCFO

LRakovan

KCyr

CPaperiello

HNewsome

AGrewe, TN

CHachney, RIV

CGordon, RI

FXCameron

DCD (SP01)

PDR (YES✓)

FCongel TMartin

GDeegan

TCombs

RFletcher, MD

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**\*SEE PREVIOUS CONCURRENCE**

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NAME	LBolling:nb	PLohaus	SBaggett	RLBangart	HLThompson
DATE	01/27/98 *	01/28/98*	02/02/98*	02/11/98*	02/13/98

9903060126 980213  
PDR STPRG ESGCA  
PDR

OSP FILE CODE: SP-AG-4

Mr. Edgar D. Bailey, C.H.P., Chief  
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EDO (G970891)	CPaperiello	PDR (YESv)
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SDroggitis	HNewsome	FCongel
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Dr. Larry Barrett, Chief  
California Food, Drugs and Radiation Safety Division  
Dr. David Spath, Chief  
Division of Drinking Water & Environmental Management

bcc: Chairman Jackson  
Commissioner Dicus  
Commissioner Diaz  
Commissioner McGaffigan

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NAME	LBolling.nb		PHLohaus		RLBangart		HLThompson		
DATE	01/21/98 *		01/23/98		01/ /98		01/ /98		

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Thank you for your letter dated December 24, 1997, which responded to the comments and recommendations from the Integrated Materials Performance Evaluation Program review of the California Radiation Control Program.

We appreciate the positive actions that you and your staff have taken and are continuing to implement with regard to our comments on your program, ~~and we await responses to our comments on the State's Low-Level Radioactive Waste Program.~~ I look forward to our agencies continuing to work cooperatively in the future.

Sincerely,

Hugh L. Thompson, Jr.  
Deputy Executive Director for  
Regulatory Programs

cc: Ms. S. Kimberly Belshé, Director  
California Department of Health Services  
Dr. James Stratton, State Health Officer  
Dr. Larry Barrett, Chief  
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Dr. David Spath, Chief  
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bcc: Chairman Jackson  
Commissioner Dicus  
Commissioner Diaz  
Commissioner McGaffigan

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UNITED STATES  
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

February 13, 1998

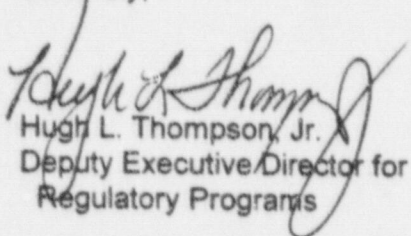
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William J. Keese, State Liaison Officer



COMMENTS ON CALIFORNIA IMPEP RESPONSE LETTER DATED DECEMBER 24, 1997

Recommendation # 3

With regard to the QM-Rule, the staff is revising 10 CFR Part 35 in its entirety. This effort includes input from State representatives and numerous opportunities for input from members of other interested groups and the public. A major reason for this revision is to address concerns expressed about the QM-Rule. This effort is expected to be completed by June 1999. Data/information supporting the proposed revision of Part 35 will be shared with the States and the public in an open atmosphere.

While we continue to encourage Agreement States to adopt a compatible QM-Rule, we will not address the QM-Rule under the IMPEP indicator for regulations until the Part 35 revision becomes effective.

Recommendation # 14

We appreciate your recommendation that NRC adopt the same or similar checklist to evaluate devices used under a general license. We will share this checklist with the appropriate staff.

ENCLOSURE

RLB2  
CC: PHL  
IKXS  
LJR2

EXECUTIVE TASK MANAGEMENT SYSTEM

<<< PRINT SCREEN UPDATE FORM >>>

TASK # - 7E891

DATE- 12/31/97

MAIL CTRL. - 1997

TASK STARTED - 12/31/97

TASK DUE - / /

TASK COMPLETED - / /

TASK DESCRIPTION - 12/24/97 LTR - CALIFORNIA RESPONSE TO FINAL IMPEP  
REPORT (LTR FROM E. BAILEY)

REQUESTING OFF. - EDO

REQUESTER -

WITS - 0 FYP - N

PROG. -

PERSON -

STAFF LEAD -

PROG. AREA -

PROJECT STATUS -

DUE DATE:

PLANNED ACC. - N

LEVEL CODE - 2

Assigned to: LAB

Due Date: 1/31/98



# ACTION

## EDO Principal Correspondence Control

FROM:

FUE: / /

EDO CONTROL: G970891

DOC DT: 12/24/97

FINAL REPLY:

Edgar D. Bailey  
State of California

TO:

Thompson, DEDR

FOR SIGNATURE OF :

\*\* GRN \*\*

CRC NO:

DESC:

ROUTING:

CALIFORNIA IMPEP REVIEW REPORT

Callan  
Thadani  
Thompson  
Norry  
Blaha  
Burns  
Paperiello, NMSS

DATE: 12/30/97

ASSIGNED TO:

CONTACT:

SP

Bangart

SPECIAL INSTRUCTIONS OR REMARKS:

For Appropriate Action.

97 DEC 31 AM 9:01

OSP