

February 16, 2001

Mr. Clayton J. Bradt, CHP  
Principal Radiophysicist  
Radiological Health Unit  
Division of Health and Safety  
New York State Department of Labor  
NYS Office Campus  
Building 12, Room 169  
Albany, NY 12240

Dear Mr. Bradt:

I am writing to ask for your continued support regarding our respective programs to implement the Agreement New York State holds with the Nuclear Regulatory Commission (NRC) to regulate nuclear materials covered by the Atomic Energy Act of 1954, as amended.

We recently corresponded with all Agreement States (All Agreement States letter STP-00-081) regarding the importance and need for continued State support in providing NRC information on all material events reported to State radiation control programs by State licensees. (A copy of this letter, without its enclosure, is enclosed). The reporting of operational event information is important for identification of generic safety-significant trends and their causes. It is also used to prepare our Performance Report to Congress to demonstrate effectiveness in meeting the health and safety performance goals contained in NRC's Strategic Plan. Information on material event reporting from all regulatory agencies is needed to prepare this report to Congress. Implementing procedures for the program are contained in STP Procedure SA-300, *Reporting Material Events*.

We have discussed this area during formal reviews of your radiation control program under the Integrated Materials Performance Evaluation Program (IMPEP) and during periodic meetings between NRC staff and your program. We understand event report records indicate that for 1996 - 2000 your program has not consistently provided information on all reportable material events that have occurred under your jurisdiction. During recent discussions, you indicated that your program supports the need for material event reporting to identify safety-significant trends and their causes.

We thank you for your support and ask for your further assistance in ensuring that all event report data for your program for the years 1998-2000 is either provided to us or is entered directly into the Nuclear Material Events Database. We would also appreciate your assistance in the future in providing us event report information in accordance with the guidance in STP Procedure SA-300.

Clayton J. Bradt

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We would be pleased to meet with you, if you believe it would be helpful, to discuss the importance and need for Agreement State programs to participate in the reporting of material event information, and to understand any areas of concern you may have regarding this program.

Sincerely,

***/RA/***

Paul H. Lohaus, Director  
Office of State and Tribal Programs

Enclosure:  
As stated

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STP AG-20-3; STP-E-9

November 29, 2000

ALL AGREEMENT STATES  
MINNESOTA, PENNSYLVANIA, WISCONSIN

**INCIDENT AND EVENT INFORMATION: STRATEGIC PLAN AND NUCLEAR MATERIAL SAFETY PERFORMANCE PLAN  
DATA GOALS (STP-00-081)**

In All Agreement States Letter SP-99-077, dated December 2, 1999, we described development of the FY 2000-2005 Strategic Plan, which was based on the Government Performance Results Act (GPRA), and provided you a copy of the draft Nuclear Waste Safety Chapter for review and comment. On December 22, 1999 (SP-99-081) we subsequently provided you a copy of the draft Nuclear Material Safety chapter of the Strategic Plan for review and comment. In accordance with GPRA, the Strategic Plan includes specific numerical performance goals for both the materials and waste areas. These goals include the collective program efforts of the Nuclear Regulatory Commission (NRC) and the Agreement States. I have enclosed a copy of the NRC Strategic Plan recently approved by the Commission.

**Government Performance Results Act**

GPRA requires that the Agency prepare an annual performance report to Congress based on the Strategic Plan performance goals and target metric performance data. To meet the data needs of this report NRC staff utilizes the Nuclear Material Event Database (NMED) event reporting data to evaluate collective program performance. Therefore, it is important that we have current and historical event reporting data for at least the past two years (1998-2000).

**Current Status of Event Reporting**

We want to take this opportunity to thank and recognize the efforts of individual Agreement States for your actions taken over the past several years to actively participate in providing event information for NMED. We note improvement has occurred in the number of Agreement States reporting electronically from 20% in 1996 to 66% in 1999. The technical quality of the event information received from the States has also improved. These improvements have been reflected in the historical and current event data contained in NMED. However, as discussed below, further effort is needed in this area.

**Action**

To assist us in further refining the data provided to Congress for the FY 2000 performance plan report we would appreciate your informing us as to whether you have entered all event data for fiscal years 1998, 1999 and 2000. We would also appreciate knowing whether you have entered all of your historical data for FY 1996 and 1997. If you find that you have not entered data for 1998 through 2000 we would appreciate expedited data entry of the material event information to meet the current schedule for reporting to Congress. We appreciate your assistance in helping to prepare a complete set of national material event data that reflects the

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performance of our collective radiation programs nationally. We would appreciate your response within 30 days from the date this letter.

We would also like to again request your continued cooperation and further effort in this area. In particular, although current guidance requests that the information be provided on a monthly basis, many States continue to provide information on a less frequent basis and in some cases event report data has not been received until well after the end of the fiscal year. Given the importance and use of this data in our performance report, we ask for your assistance in helping to improve the timeliness of event reporting. We ask that you provide data on events on a monthly basis and that we have data on all events which have occurred during a fiscal year within 90 days after the end of each fiscal year. If we can be of assistance in entering event report data, please let us know.

This information request has been approved by OMB 3150-0178, expiration 08/31/03. The estimated burden per response to comply with this voluntary collection request is one hour. Forward any comments regarding the burden estimate to the Information and Records Management Branch (T-6 F33), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to the Paperwork Reduction Project (3150-0178), Office of Management and Budget, Washington, DC 20503. If a document does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, a collection of information.

If you have any questions regarding this correspondence, please contact me or the individual named below:

POINT OF CONTACT:	Patricia Larkins	INTERNET:	PML@NRC.GOV
TELEPHONE:	(301) 415-2309	FAX:	(301)415-3502

**/RA/**

Paul H. Lohaus, Director  
Office of State and Tribal Programs

Enclosure:  
As stated