

September 19, 2006

The American Society for Nondestructive Testing
Attn: Wayne N. Holliday
Executive Director
1711 Arlingate Lane
Columbus, OH 43228-0518

SUBJECT: ALLEGATION NMSS-2006-A-0008

Dear Mr. Holliday:

The U. S. Nuclear Regulatory Commission (NRC) has completed its review of The American Society for Nondestructive Testing's (ASNT's) response, dated July 6, 2006, to our letter, dated June 7, 2006. We find that your review and evaluation of the concern was of sufficient depth and scope, that you considered the root causes and generic implications, and that your corrective actions were sufficient. We also found that you adequately explained how the situation arose and what steps have been put into place for ensuring that it does not happen in the future.

While it appears unlikely that this situation will reoccur, as Navy made clear to ASNT that it no longer plans to have Navy personnel proctor examinations for other Navy activities, we are concerned that this situation arose, at least in part, due to a misunderstanding regarding the 1999 "Navy exemption." Please note that it was always NRC's understanding that the proctor exemption would only apply to employees of Navy's Radiological Affairs Support Office or Radiation Safety Committee members. It was never our understanding that the proctor exemption would be approved or allowed for personnel in any other Navy organization or activity.

We hope this adequately clarifies NRC's position in this matter. If you have any questions, please contact Bruce Carrico, of my staff, at: (301) 415-7826.

Sincerely,

/RA/

Patricia K. Holahan, Deputy Director
Division of Industrial and
Medical Nuclear Safety
Office of Nuclear Material Safety
and Safeguards

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