

February 28, 2013

Jose T. Montero MD, Director  
Division of Public Health Services  
Department of Health and Human Services  
29 Hazen Drive  
Concord, NH 03301-6504

Dear Dr. Montero:

Thank you for your January 29, 2013, letter responding to the recommendation in the final Integrated Materials Performance Evaluation Program (IMPEP) report dated January 9, 2013. The U.S. Nuclear Regulatory Commission (NRC) staff has reviewed New Hampshire's proposed actions in response to the recommendation made in the final IMPEP report concerning overdue regulations. The NRC staff believes that the proposed actions adequately address the recommendation.

A periodic meeting will be conducted with your program approximately 24 months from the October 2012 IMPEP review. The periodic meeting is intended to help the NRC and Agreement States remain knowledgeable of their respective programs and to plan for the next IMPEP review. As indicated in the final IMPEP report, the next full IMPEP review is tentatively scheduled for October 2016. During the periodic meeting, we will review the status of the recommendation and at the next IMPEP review in 2016, we will evaluate the effectiveness of your response to our recommendation, as well as the implementation of your overall program.

In addition, the Management Review Board directed Monitoring be initiated with Monitoring calls occurring at a frequency of every four months. Monitoring is an informal process that allows the NRC to maintain an increased level of communication with an Agreement State program. The MRB determined that Monitoring will be a useful tool in assessing the State's progress toward completion of the overdue regulations.

Dr. Montero

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I appreciate the positive actions that you and your staff have taken to implement our recommendation. I also wish to acknowledge your continued support for the Agreement State program. I look forward to our agencies continuing to work cooperatively in the future.

Sincerely,

***/RA P. J. Henderson for/***

Brian J. McDermott Director  
Division of Materials Safety  
and State Agreements  
Office of Federal and State Materials  
and Environmental Management Programs

cc: Michael J. Dumond, Chief  
New Hampshire Bureau of  
Public Health Protection

Augustinus Ong, Administrator  
New Hampshire Radiological  
Health Section

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