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Sent: Monday, October 03, 2016 4:40 PM
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Cc: Ford, Monica <Monica.Ford@nrc.gov>; McKinley, Matthew W (CHS-PH) <MatthewW.McKinley@ky.gov>
Subject: [External_Sender] KY IMPEP draft report comments

Hello Lisa and Jim,

I just wanted to let you both know that we are waiting on our Commissioner and Deputy Commissioner, Dr. Hiram Polk and Dr. Connie White to get back in touch with us with their comments on the attached draft "Integrated Materials Performance Evaluation Program Review". They have both been tremendously busy with other public health related matters as you can imagine.

The only comment that Matt and I had regarding the draft report which we shared with senior management pertained to the following statement:

"During the last IMPEP review period, it was reported that, due to staff turnover and license backlog issues, license renewals were temporarily suspended. During this review period, the team noted that the temporary suspension was no longer in effect and the renewal backlog issue had been resolved. Currently, no renewal applications are backlogged."

We believe this comment is misleading in that the NRC is confusing their license renewal process with our own. At no time during the last IMPEP Review period which covered 2008-2012 or the current IMPEP review period did KY ever suspend license renewals, even temporarily. We believe the confusion probably arose from the difference in the way the NRC issues specific licenses versus the way we grant licenses here in KY. It is my understanding that the NRC issues licenses with 10 year expiration dates and NRC licensees have to reapply for a renewed license in a process called "timely renewal" before the license is set to expire. If the NRC licensee does not meet this timely renewal deadline, the NRC will temporarily suspend the license.

Here in KY we issue radioactive materials with a one year expiration date and just so long as the licensee sends us a check for the correct amount before the license is set to expire and they are in good standing with our office, we renew the KY license for another year. What we require our licensees to is to send us an "amendment in entirety" every 5 years in a process we handle totally independent of the license renewal process. During the 2008-2012 IMPEP review period we held off

requesting our licensees submit “amendments in entirety” because we had a tremendous staff turnover and license backlog issues and staff were focused on conducting inspections and processing those license amendments actually requested by our KY licensees. However, at no time in the past has this office ever suspended license renewals as the draft IMPEP report suggest. We feel this error warrants correcting in the attached IMPEP draft report and we shared those thoughts with Drs. Polk and White.

We will try our best to our comments in the next day or so under Dr. Polk’s signature but we wanted to let you know where things stood.

Our sincerest apologies for the delay.

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