

# STATE OF NEBRASKA

## LOW-LEVEL RADIOACTIVE WASTE PROGRAM



DEPARTMENT OF ENVIRONMENTAL QUALITY

Randolph Wood, P.E.  
Director

DEPARTMENT OF HEALTH

Mark B. Horton, M.D., M.S.P.H.  
Director

November 1, 1996

E. Benjamin Nelson  
Governor

96 NOV -5 PM 2:28

OSP

Mr. Richard L. Bangart, Director  
Office of State Programs  
U. S. Nuclear Regulatory Commission  
Washington, D. C. 20555-0001

Dear Mr. Bangart,

We have reviewed the IMPEP report with regard to factual correctness for the State of Nebraska LLRW Program and have the following comments to offer.

1. Sec. 3.2 Technical Staffing and Training

2nd paragraph, line 2: The regulatory responsibility for licensing a planned LLRW disposal site is shared. A proposed revision for your consideration is:

"....and one unit managed by both Nebraska Department of Health (NDOH) and Nebraska Department of Environmental Quality (NDEQ) which has responsibility for regulating a proposed LLRW disposal site."

Our organizational structure is outlined in the License Program and Quality Assurance Program Plans.

2nd paragraph, line 11: The sentence regarding Emergency response activities should refer to the NDOH LLRW Program. A proposed revision for your consideration is:

"Emergency response activities are now the responsibility of the NDOH LLRW Program Manager."

2nd paragraph, line 12: It is suggested that you insert the following text:

"The NDEQ LLRW Program Manager reports to the NDEQ Director."

Note: The NDOH LLRW Program Manager reports to the NDOH Director regarding licensing and quality assurance issues. See the License Program and Quality Assurance Plans.

44  
NRC FILE CENTER COPY

Suite 400, The Atrium • 1200 "N" Street • P.O. Box 98922  
Lincoln, Nebraska 68509-8922 • Phone (402) 471-3380

An Equal Opportunity/Affirmative Action Employer

Printed with soy ink on recycled paper

9611080162 961101  
PDR STPRG ESGNE  
PDR

SP-A6-16

2nd paragraph, line 12: The organizational unit is not all located at the Department of Environmental Quality. A proposed revision for your consideration is:

"Additionally, technical staffing and training for the State of Nebraska LLRW Program, (consisting of both NDEQ & NDOH staff as well as a consultant review team), is addressed in Section 4.2.3 of this report."

5th paragraph, 1st line: A suggested modification to identify which contractor support is being referred to is:

"With respect to RAM contract support"

5th paragraph, 7th line: A clarification regarding the discussion is suggested as follows:

"...discussions with the RAM program manager"

5th paragraph, 9th line: Report should properly reference the "State of Nebraska LLRW Program", not LLRW Program in NDEQ.

2. Non-Common Performance Indicators, 4.1.1 Legislative and Legal Authority

1st paragraph, line 2: NDOH regulates use of radioactive materials. NDEQ and NDOH have shared responsibilities for regulation of low level radioactive waste.

3. Non-Common Performance Indicators, 4.2 Low-Level Radioactive Waste Disposal Program

1st paragraph, line 5: The written procedures and plans reviewed by the NRC team member are controlled documents and are **current** procedures. The License Program Plan, Quality Assurance Plan, and various instructions are signed off and implemented.

4. Non-Common Performance Indicators, LLRW, 4.2.1, Introduction

2nd paragraph, line 3: The monthly meetings attended by the Program Manager and Director from each department were initiated as part of a commitment to the NRC following the 1990 program review. The meetings are not required as part of LPP-01.

5. Non-Common Performance Indicators, LLRW, 4.2.3, Technical Staffing and Training

Mr. Bangart  
November 1, 1996  
Page 3

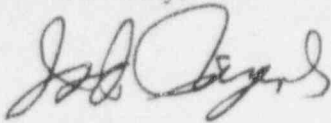
1st paragraph, 1st sentence: There are currently three staff assistants-one in Lincoln and two in Butte.

6. Recommendations, #20

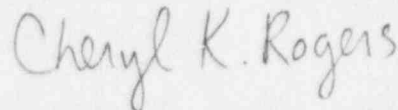
We request clarification concerning the scope of the "consolidated training record" for individual staff and contractors. The contractors are a large and varied group who were selected because of their technical expertise and years of training. As a general rule, we do not provide training for consultants other than LLRW Project specific needs, such as Quality Assurance, Risk Management, etc. Is the intent of the recommendation to "capture" the specific training record for training programs required by the State of Nebraska LLRW Program or an on-going training?

Your attention to our concerns is appreciated. We plan to contact Pat Larkins next week to arrange a conference call to discuss these items further.

Sincerely,



Jay D. Ringenberg, Program Manager  
Nebraska Department of Environmental  
Quality



Cheryl K. Rogers, Program Manager  
Nebraska Department of Health