

January 5, 2023

Robert K. Johnson, Acting Chief  
State Agreement and Liaison Programs Branch  
Division of Materials Safety, Security, State, and Tribal Programs  
Office of Nuclear Material Safety and Safeguards  
United States Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

**Re: South Carolina FY2022 Draft IMPEP Report dated December 9, 2022**

Dear Mr. Johnson:

The Department has received and reviewed the U.S. Nuclear Regulatory Commission's (NRC) draft Integrated Materials Performance Evaluation Program (IMPEP) report documenting the results of the South Carolina Agreement State review conducted on October 24-28, 2022 and dated December 9.

The following comments are provided for consideration in finalizing the report:

**1.0 INTRODUCTION**

- In paragraph 2, third sentence, should read "Division of Waste Management" instead of "Division of Land and Waste Management".
- In paragraph 3, first sentence, should read "two programs" instead of "two agencies".

**3.0 COMMON PERFORMANCE INDICATORS**

- In section 3.1 Technical staffing and Training, part b. Discussion, the report states that during the review period four staff left and four were hired to replace them. However, during the review period we in fact hired five new staff members. The four that left were James K. Peterson, Mark Windham, Tawny Morgan, and Kenneth Farmer. The five new hires were Tawny Morgan, Korina Koci, Jacob Price, Brandon Johnson, and Jared Bostic.
- In section 3.4 Technical Quality of Licensing Actions, part b. Discussion, in the second paragraph, second sentence, please replace "licensing section" with "Division" since both the industrial and medical sections perform licensing actions.

- In section 3.4 Technical Quality of Licensing Actions, part b. Discussion, in the fourth paragraph, first sentence, please add a period after "licensee"

#### **4.3 Low Level Radioactive Waste (LLRW)**

- In Part b. Discussion Technical Staffing and Training, the third sentence states that 2 full-time employees were fully qualified. This should be updated to state that 3 full-time employees are fully qualified since our on-site inspector is fully qualified.
- In Part b. Discussion Technical Staffing and Training, the eighth sentence states that if an engineer were needed, the Section Manager is a professional engineer. This should be updated to state, "If an engineer were needed, the Section Manager is a trained engineer, and the Division Director is also a Professional Engineer."
- In Part b. Status of LLW Disposal Inspection Program, the third sentence states that due to the pandemic South Carolina performed the 2020 inspection virtually. This sentence should be removed, since all inspections were performed in person, though they were announced to minimize personnel exposure.
- In Part c. Evaluation, this section references the Section Supervisor several times. For clarity, this should be changed to Section Manager to match our organizational structure.

Department staff plan to attend the Management Review Board (MRB) virtually on February 9 at 1:00 p.m. ET via Microsoft Teams.

We thank the team for their comprehensive review of the South Carolina Agreement State Program and appreciate the opportunity for advanced review of the draft 2022 SC IMPEP report. If you have any questions concerning these comments, please contact Susan Jenkins at (803) 545-4400 or Stacey French at (803) 898-0238.

Sincerely,

A handwritten signature in cursive script, appearing to read "E. D. Simmer".

Edward D. Simmer