

DAD (SPO3)

From: "Roger Suppes" <RSUPPES@gw.odh.state.oh.us>
To: "Michelle Ellars" <MELLARS@gw.odh.state.oh.us>
Date: Tue, Nov 30, 1999 7:52 AM
Subject: Re: Clarification of Response to SP-99-074 (Release Criteria)

Re: SP-99-074

I am requesting staff to review your inquiry and will get back to you shortly. We sent the response to the other six questions as previously. They were sent by regular mail and were to the attention of the Deputy Director of the Office of State Programs. My secretary is out today, but I will check and get you a copy tomorrow.

>>> "Thomas O'Brien" <TJO@nrc.gov> 11/29/99 03:34PM >>>
 Thank you for your FAX response of 11/8/99 to the subject letter.

We are in the process of compiling State responses and find that some clarification is needed to ensure we accurately profile each State's practices. In your response, excerpted below, could you please clarify what your criteria apply to your statement " Anything contaminated with radioactive material that is removed from a site is low-level radioactive waste"? It appears that your reference to Ohio's use of Reg Guide 1.86 could apply here.

Also-

I do not believe I have a response from you for the other 6 questions that were in the Agreement State letter. Are you planning to submit any responses?

Thanks for your assistance.

Ohio response:

Ohio has adopted the same release limits that were adopted by NRC in Subpart E of 10 CFR 20. Anything contaminated with radioactive material that is removed from a site is low-level radioactive waste. Following Section 3748.10 of the Ohio Revised Code, such material must be disposed at a facility that is licensed to receive and dispose low-level radioactive waste. Decontamination of objects is done using NRC guidelines. The objects are inspected and released in accordance with NRC guidelines. Ohio's criteria regarding surficial and volumetric contamination differentiate to the same extent that NRC Regulatory Guide 1.86 differentiates between these types of contamination.

Ohio standards authorized the disposal of certain products and materials as specified in OAC 3701-39-02, (B)(2) that is enclosed. Ohio also uses NRC Regulatory Guide 1.86 in decision-making regarding disposition of certain resources contaminated with radioactive materials. Section 3748.10 of the Ohio Revised Code provides that low-level radioactive waste can only be treated, stored, re-cycled, or disposed at a facility licensed by the department.

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