

August 5, 2002

MEMORANDUM TO: Management Review Board Members:

Carl J. Paperiello, EDO
Martin J. Virgilio, NMSS
Joseph R. Gray, OGC
Paul H. Lohaus, STP

/RA/
FROM: Lance J. Rakovan, Health Physicist
Office of State and Tribal Programs

SUBJECT: FINAL MINUTES: REGION II MRB MEETING

Attached are the final minutes of the Management Review Board (MRB) meeting held on June 5, 2002. If you have comments or questions, please contact me at 415-2589.

Attachment:
As stated

cc: R. Fletcher
L. Reyes, RII

Management Review Board Members

Distribution:

DIR RF DCD (SP01) PDR (YES)
 SDroggitis, STP CCox, NMSS
 KCyr, OGC FBrown, NMSS
 DCool, NMSS YChen, NMSS
 JLieberman, OGC AHenry, STP
 STreby, OGC GPurdy, NMSS
 KSchneider, STP JThompson, AR
 LPsyk, NMSS ISchoenfeld, EDO

DOCUMENT NAME: C:\ORPCheckout\FileNET\ML022170775.wpd

To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy

OFFICE	STP								
NAME	LRakovan:gd								
DATE	8/5/02								

MINUTES: MANAGEMENT REVIEW BOARD MEETING OF JUNE 5, 2002

These minutes are presented in the same general order as the items were discussed in the meeting. The attendees were as follows:

Carl Paperiello, MRB Chair, NMSS
Martin Virgilio, MRB Member, NMSS
Roland Fletcher, MRB Member, MD
Alvin Henry, Team Member, STP
Frederick Brown, Team Member, NMSS
Lance Rakovan, STP
Brenda Usilton, STP
John Zabko, STP

Paul Lohaus, MRB Member, STP
Joseph Gray, MRB Member, OGC
Charles Cox, Team Leader, NMSS
Gary Purdy, Team Member, NMSS
John Lubinski, EDO
Donald Cool, NMSS
Kathleen Schneider, STP

By video conference:

Luis Reyes, RII
Jay Henson, RII

Douglas Collins, RII
Thomas Decker, RII

By teleconference:

Jared Thompson, Team Member, AR

1. **Convention.** Carl Paperiello, Chair of the Management Review Board (MRB) convened the meeting at 1:35 p.m. Introductions of the attendees were conducted.
2. **New Business. Region II Review Introduction.** Mr. Charles Cox, Office of Nuclear Material Safety and Safeguards, led the Integrated Materials Performance Evaluation Program (IMPEP) team for the Region II review.

Mr. Cox summarized the review and noted the findings. Preliminary work included a review of Region II's response to the IMPEP questionnaire. The onsite review was conducted March 18-22, 2002. The onsite review included an entrance interview, detailed audits of a representative sample of completed licensing actions and inspections, and follow-up discussions with staff and management. Following the review, the team issued a draft report on April 18, 2002; received Region II's comment letter dated May 10, 2002; and submitted a proposed final report to the MRB on May 21, 2002.

Common Performance Indicators. Mr. Frederick Brown reviewed the common performance indicator, Status of the Materials Inspection Program. His presentation corresponded to Section 3.1 of the IMPEP report. The review team found Region II's performance with respect to this indicator "satisfactory," and made no recommendations. The MRB agreed that Region II's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Brown also presented the common performance indicator, Technical Quality of Inspections. His presentation corresponded to Section 3.2 of the report. The team found that Region II's performance was "satisfactory" for this indicator and made no recommendations. After a brief discussion in which Ms. Schneider confirmed that State

team members can be used to perform inspector accompaniments of NRC inspectors, the MRB agreed that Region II's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Alvin Henry presented the findings regarding the common performance indicator, Technical Staffing and Training. His presentation corresponded to Section 3.3 of the IMPEP report. The team found that Region II's performance with respect to this indicator was "satisfactory" and made no recommendations. The MRB agreed that Region II's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Jared Thompson presented the findings regarding the common performance indicator, Technical Quality of Licensing Actions. He summarized the findings in Section 3.4 of the report. The team found Region II's performance to be "satisfactory" for this indicator, made no recommendations to the Region, and recommended that the Region II's use of a senior license reviewer to perform quality control reviews on licensing actions be found a good practice. The MRB discussed the good practice identified by the team, and noted that it is management initiatives to resolve licensing inconsistencies, and not the quality controls reviews, that should be identified as the good practice. The MRB directed that the report be revised to identify the good practice as the identification of an issue, establishment of the expectations to address the issue, and the successful resolution of the issue by management. The MRB accepted the good practice and agreed that Region II's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Cox presented the findings regarding the final common performance indicator, Response to Incidents and Allegations. As discussed in Section 3.5 of the report, the team found Region II's performance relative to this indicator to be "satisfactory" and made one recommendation involving revising NRC Inspection Manual Chapters 2600 and 2800. The MRB agreed that Region II's performance met the standard for a "satisfactory" rating for this indicator.

Non-Common Performance Indicators. Mr. Cox presented the findings regarding the non-common performance indicator, Performance with Respect to Operating Plans and Resource Utilization. As discussed in Section 4.1 of the report, the team found Region II's performance relative to this indicator to be "satisfactory." Mr. Cox noted that this indicator is covered independently of IMPEP and recommended to the MRB that it no longer be reviewed under IMPEP. The MRB agreed that this indicator should no longer be part of the IMPEP process. Mrs. Schneider noted that this would require no revision to Management Directive 5.6. The MRB agreed that Region II's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Cox presented the non-common performance indicator, Regional Fuel Cycle Inspection Program, due to the absence of Yen-Ju Chen. His presentation corresponded to Section 4.2 of the report. The team found that Region II's performance was "satisfactory" for this indicator and made no recommendations. The MRB, Mr. Cox, and Mr. Collins discussed the high rate of staff turnover and how the Region is reacting. Mr. Collins stated that they are hiring new staff and getting them trained quickly. The

MRB agreed that Region II's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Gary Purdy presented the findings regarding the final non-common performance indicator, Site Decommissioning Management Plan (SDMP). His presentation corresponded to Section 4.3 of the IMPEP report. The team found that Region II's performance with respect to this indicator was "satisfactory" and made one recommendation involving refresher training on financial assurance guidance. After a brief discussion on including all four NRC Regions in this training, the MRB agreed that Region II's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Cox noted that there was an additional good practice recommended by the review team involving Region II's annual IMPEP self assessment. The MRB accepted this good practice.

MRB Consultation/Comments on Issuance of Report. Mr. Cox concluded, based on the discussion and direction of the MRB, that Region II's performance was satisfactory for all indicators. Accordingly, the review team recommended and the MRB concurred that the Region II program be found adequate to protect public health and safety. The next IMPEP review will be in approximately four years.

Comments. Mr. Reyes thanked the review team for their work and stated that IMPEP is a useful program.

3. **Results of Periodic and Orientation Meetings.** Ms. Schneider reported on the Rhode Island periodic meeting that took place on April 3, 2002 (ML021140671) and the Oklahoma periodic meeting that took place on February 6, 2002 (ML020510511).
4. **Status of Current and Upcoming Reviews.** Ms. Schneider reported on continuation of the Kansas IMPEP based on the need to perform additional inspector accompaniments. In addition, Ms. Schneider gave copies of the May 29, 2002 letter (ML021650444) from Mr. Stan Marshall, Nevada, requesting the NRC consider a revision to Status of Materials Inspection Program finding for the Nevada program from the MRB meeting held on February 11, 2002. Staff is reviewing the request and preparing a plan for addressing the State's concerns. Ms. Schneider briefly reported on the status of the remaining upcoming IMPEP reviews and reports.
5. **Adjournment.** The meeting was adjourned at approximately 2:25 p.m.