

July 24, 2006

MEMORANDUM TO: Management Review Board Members:

Martin J. Virgilio, DEDMRS
Jack R. Strosnider, NMSS
Francis X. Cameron, OGC
Janet R. Schlueter, STP

FROM: Jennifer C. Tobin, Health Physicist */RA/*
Office of State and Tribal Programs

SUBJECT: MINUTES: JUNE 13, 2006, COLORADO MRB MEETING

Enclosed are the minutes of the Management Review Board (MRB) meeting held on June 13, 2006. If you have comments or questions, please contact me at 415-2328.

Enclosure:
As stated

cc: Richard Ratliff, Texas
Organization of Agreement States
Liaison to the MRB

Steve Tarlton, State Liaison Officer

Joseph Vranka, Colorado

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KDCyr, OGC : Publicly Available Non-Publicly Available

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MINUTES: MANAGEMENT REVIEW BOARD MEETING OF JUNE 13, 2006

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

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|---------------------------------------|-------------------------------------|
| Martin Virgilio, MRB Chair | Janet Schlueter, MRB Member, STP |
| Jack Strosnider, MRB Member, NMSS | Francis Cameron, MRB Member, OGC |
| Dennis Rathbun, STP | Lloyd Bolling, Team Leader, STP |
| Aaron McCraw, STP | Jennifer Tobin, STP |
| Dennis Sollenberger, Team Member, STP | Nima Ashkeboussi, Team Member, NMSS |
| Osiris Siurano-Perez, Team Member STP | Richard Struckmeyer, NMSS |
| Michael Ernestes, OEDO | |

By Teleconference:

| | |
|----------------------------------|--------------------------------|
| Richard Ratliff, OAS Liaison, TX | Frieda Taylor, Team Member, CA |
| Dorothy Stoffel, Team Member, WA | |

By Videoconference:

| | |
|-----------------------------------|--------------------|
| Vivian Campbell, RIV, Team Member | Bruce Mallett, RIV |
| Linda McLean, RIV | Joseph Vranka, CO |
| Tim Bonzer, CO | Jennifer Opila, CO |

1. **Convention.** Mr. Aaron McCraw convened the meeting at 1:03 p.m. He noted that this Management Review Board (MRB) meeting was open to the public. However, no members of the public attended this meeting. He then transferred the lead to Mr. Martin Virgilio, Chair of the MRB. Introductions of the attendees were conducted.
2. **Colorado IMPEP Review.** Mr. Lloyd Bolling, team leader, lead the presentation of the Colorado Integrated Materials Performance Evaluation Program (IMPEP) review results to the MRB. The on-site review was conducted by an interoffice team during the period of March 13-17, 2006. He summarized the review and noted the findings. He first noted that all of the three recommendations made during the 2002 IMPEP review were closed during this review.

Common Performance Indicators. Mr. Bolling presented the findings regarding the common performance indicator, Technical Staffing and Training. His presentation corresponded to Section 3.1 of the proposed final IMPEP report. The review team found Colorado's performance with respect to this indicator to be "satisfactory" and made no recommendations. The State has recognized an aging staff and has hired young professionals with good success. The new staff are being trained and accompanying experienced staff on licensing and inspecting actions. The MRB recognized the program's success in maintaining adequate staffing levels as well as the value of the mentoring program. Colorado noted that new staff would also be used to get the program caught up with reciprocity inspections. The MRB agreed that Colorado's performance met the standard for a "satisfactory" rating for this indicator.

Ms. Vivian Campbell presented the findings regarding the common performance indicator, Status of Materials Inspection Program. Her presentation corresponded to Section 3.2 of the proposed final IMPEP report. The review team found Colorado's performance with respect to this indicator to be "satisfactory" and made one recommendation. The review team recommended that the State conduct reciprocity inspections in accordance with Manual Chapter 1220. The impact of the workload associated with inspections for increased control of sources was also discussed. The MRB agreed that Colorado's performance met the standard for a "satisfactory" rating for this indicator.

Ms. Campbell also presented the findings regarding the common performance indicator, Technical Quality of Inspections. Her presentation corresponded to Section 3.3 of the proposed final IMPEP report. The review team found Colorado's performance with respect to this indicator to be "satisfactory" and made no recommendations. The State informed the MRB that two inspectors will conduct each inspection for increased controls to ensure consistent treatment of licensees. The MRB agreed that Colorado's performance met the standard for a "satisfactory" rating for this indicator.

Ms. Frieda Taylor presented the findings regarding the common performance indicator, Technical Quality of Licensing Actions. Her presentation corresponded to Section 3.4 of the proposed final IMPEP report. The team found Colorado's performance with respect to this indicator to be "satisfactory" and made two recommendations. The review team recommended that the State develop and implement a process for issuance of provisional licenses in a timely manner as well as timely termination of these licenses. The review team also recommended that the State add a section to the two-page reviewer checklist to facilitate the appropriate, thorough and consistent review of license decommissioning and terminations items. The review team noted the good use of databases and spreadsheets by the State, specifically for financial assurance, a reviewer checklist and establishing limits for the application of increased controls. The MRB agreed that Colorado's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Osiris Siurano-Perez and Mr. Dennis Sollenberger presented the findings regarding the common performance indicator, Technical Quality of Incident and Allegation Activities. Their presentation corresponded to Section 3.5 of the proposed final IMPEP report. The review team found Colorado's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that Colorado's performance met the standard for a "satisfactory" rating for this indicator.

Non-Common Performance Indicators. Mr. Osiris Siurano-Perez presented the findings regarding the non-common performance indicator, Compatibility Requirements. His presentation corresponded to Section 4.1 of the proposed final IMPEP report. The review team found Colorado's performance to be "satisfactory" and made no recommendations. The MRB noted that the rule propagation time in Colorado is only 4-6 months. The MRB agreed that Colorado's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Nima Ashkeboussi led the discussion of the non-common performance indicator, Sealed Source and Device Evaluation Program. His presentation corresponded to Section 4.2 of the proposed final IMPEP report. The review team found Colorado's performance to be "satisfactory" for this indicator and made one recommendation. The review team recommended that the State transfer six sealed source and device certificates to inactive status, because their original manufacturers are no longer in business. The MRB agreed that Colorado's performance met the standard for a "satisfactory" rating for this indicator.

Ms. Dorothy Stoffel presented the findings regarding the non-common performance indicator, Uranium Recovery Program. Her presentation corresponded to Section 4.3 of the proposed final IMPEP report. The review team found Colorado's performance to be "satisfactory" and made no recommendations. The MRB agreed that Colorado's performance met the standard for a "satisfactory" rating for this indicator.

MRB Consultation/Comments on Issuance of Report. Mr. Bolling concluded, based on the discussion and direction of the MRB, that the Colorado program be rated "satisfactory" for all of the performance indicators. Accordingly, the review team recommended that the Colorado Agreement State Program be found adequate to protect public health and safety and compatible with NRC's program. Mr. Vranka and Mr. Bonzer provided updated information on the IMPEP review findings. The review team recommended and the MRB agreed that the next full IMPEP review will take place in approximately four years.

Comments. Mr. Virgilio thanked the team for a well done job and the State for its cooperation. Mr. Vranka from the State of Colorado, thanked the MRB and the IMPEP review team for their work. Ms. Taylor and Ms. Stoffel both thanked the MRB for the opportunity to participate in this review.

3. **Precedents/Lessons Learned.** No precedents that will be applied to the IMPEP process in the future were established by the MRB during this review.
4. **Good Practices.** No good practices were identified during this review.
5. **Adjournment.** The meeting was adjourned at approximately 2:22 p.m.