

May 10, 2011

MEMORANDUM TO: Michael F. Weber  
Deputy Executive Director for Materials, Waste,  
Research, State, Tribal, and Compliance Programs  
Office of the Executive Director for Operations

Bradley W. Jones, Assistant General Counsel  
for Reactor and Materials Rulemaking  
Office of the General Counsel

Scott Moore, Acting Director  
Office of Federal and State Materials  
and Environmental Management Programs

Art Howell, Deputy Regional Administrator  
Region IV

FROM: Karen N. Meyer, IMPEP Administrative Coordinator */RA/*  
Division of Materials Safety and State Agreements  
Office of Federal and State Materials  
and Environmental Management Programs

SUBJECT: MINUTES: May 9, 2011 NEW JERSEY  
MANAGEMENT REVIEW BOARD (MRB) MEETING

Enclosed are the minutes of the MRB meeting held on May 9, 2011. If you have comments or questions, please contact me at (301) 415-0113.

Enclosure: Cover Page and Minutes of the  
Management Review Board Meeting

cc w/encl.: Irene Kropp, Deputy Commissioner  
New Jersey Department of Environmental Protection

Robert Gallagher, MA  
Organization of Agreement States  
Liaison to the MRB

Management Review Board Members

Distribution: DCD (SP01)

MSSA RF

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MSSA\_Technical\_Asst Resource

JBiggins, OGC

TRothschild, OGC

RErickson, RIV/RSAO

DJanda, RI

SGabriel, RI

SRodriguez, NM

KBrock, OEDO

RLewis, FSME/MSSA

TReis, FSME/MSSA

MDelligatti, FSME/MSSA

DWhite, FSME/MSSA

LDimmick, FSME/MSSA

MBerdsley, FSME/MSSA

JWeil, OCA

JKatanic, FSME/MSSA

JLuehman, FSME/MSSA

PGardner, NJ

PBaldauf, NJ

WCsaszar, NJ

JGoodman, NJ

RPeros, NJ

CBiel, NJ

NStanley, NJ

JMcCullough, NJ

RLorson, RI

MKillian, FSME/RI Rotation

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<b>OFC</b>	FSME/MSSA			
<b>NAME</b>	KMeyer			
<b>DATE</b>	05/10/11			

**OFFICIAL RECORD COPY**

MINUTES: MANAGEMENT REVIEW BOARD MEETING OF MAY 9, 2011

The attendees were as follows:

In person at U.S. Nuclear Regulatory Commission (NRC) Headquarters in Rockville, Maryland:

Michael Weber, MRB Chair, DEDMRT  
Bradley Jones, MRB Member, OGC  
Paul Baldauf, New Jersey  
William Csaszar, New Jersey  
Lisa Dimmick, FSME

Scott Moore, MRB Member, FSME  
Patricia Gardner, New Jersey  
Jenny Goodman, New Jersey  
Jim Luehman, FSME  
Karen Meyer, FSME

By videoconference:

Art Howell, MRB Member, Region IV  
Janine Katanic, FSME  
Sandra Gabriel, Team Member, Region I  
Michelle Beardsley, FSME

Randy Erickson, Team Leader, Region IV  
Donna Janda, Team Member, Region I  
Ray Lorson, Region I  
Michelle Killian, FSME/Region I Rotation

By telephone:

Robert Gallagher, MRB Member, MA  
James McCullough, New Jersey  
Nancy Stanley, New Jersey

Santiago Rodrigues, Team Member, NM  
Cathy Biel, New Jersey  
Rich Peros, New Jersey

- 1. Convention.** Ms. Lisa Dimmick convened the meeting at 1:00 p.m. (ET). She noted that this Management Review Board (MRB) meeting was open to the public; however, no members of the public participated in this meeting. Ms. Dimmick then transferred the lead to Mr. Michael Weber, Chair of the MRB. Introductions of the attendees were conducted.
- 2. New Jersey IMPEP Review.** Mr. Randy Erickson, Team Leader, led the presentation of the New Jersey Integrated Materials Performance Evaluation Program (IMPEP) review results to the MRB. He summarized the review and the team's findings. The on-site review was conducted by a review team composed of technical staff members from NRC and the State of New Mexico during the period of February 28 – March 4, 2011. A draft report was issued to State for factual comment on March 23, 2011. The State responded to the review team's findings by email dated April 19, 2011.

**Common Performance Indicators.** Ms. Donna Janda presented the findings regarding the common performance indicator, Technical Staffing and Training. Her presentation corresponded to Section 2.1 of the proposed final IMPEP report. The review team found New Jersey's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that New Jersey's performance met the standard for a "satisfactory" rating for this indicator.

Mr. Santiago Rodriguez presented the findings regarding the common performance indicator, Status of Materials Inspection Program. His presentation corresponded to Section 2.2 of the proposed final IMPEP report. The review team found New Jersey's

performance with respect to this indicator to be “satisfactory but needs improvement” and made no recommendations. The MRB agreed that New Jersey’s performance met the standard for a “satisfactory, but needs improvement” rating for this indicator.

Mr. Erickson presented the findings regarding the common performance indicator, Technical Quality of Inspections. His presentation corresponded to Section 2.3 of the proposed final IMPEP report. The review team found New Jersey’s performance with respect to this indicator to be “satisfactory” and made no recommendations. The MRB agreed that New Jersey’s performance met the standard for a “satisfactory” rating for this indicator.

Ms. Sandra Gabriel presented the findings regarding the common performance indicator, Technical Quality of Licensing Actions. Her presentation corresponded to Section 2.4 of the proposed final IMPEP report. The review team found New Jersey’s performance with respect to this indicator to be “satisfactory but needs improvement” and made two recommendations. The review team recommends that the Bureau consistently implement their licensing procedures and NRC’s pre-licensing guidance, as well as other administrative licensing procedures found in the NUREG-1556 series. The review team recommends that the Bureau provide additional training to staff members and supervisors regarding technical review of licensing actions for uses and technologies that were transferred from the NRC to the Bureau’s jurisdiction. The MRB questioned whether this recommendation should be under Technical Staffing and Training performance indicator since it relates to training issues. The review team responded that the training was isolated to licensing actions only. The MRB agreed that New Jersey’s performance met the standard for a “satisfactory but needs improvement” rating for this indicator.

Ms. Janda presented the findings regarding the common performance indicator, Technical Quality of Incident and Allegation Activities. Her presentation corresponded to Section 2.5 of the proposed final IMPEP report. The review team found New Jersey’s performance with respect to this indicator to be “satisfactory” and made no recommendations. The MRB agreed that New Jersey’s performance met the standard for a “satisfactory” rating for this indicator.

**Non-Common Performance Indicators.** Mr. Erickson presented the findings regarding the non-common performance indicator, Compatibility Requirements. His presentation corresponded to Section 3.1 of the proposed final IMPEP report. The review team found New Jersey’s performance with respect to this indicator to be “satisfactory” and made no recommendations. The MRB agreed that New Jersey’s performance met the standard for a “satisfactory” rating for this indicator.

**MRB Consultation/Comments on Issuance of Report.** The MRB found the New Jersey Agreement State Program “adequate to protect public health and safety” and “compatible with NRC’s program.” The MRB also agreed with the two recommendations made by the review team:

1) The review team recommends that the Bureau consistently implement their licensing procedures and NRC's pre-licensing guidance, as well as other administrative licensing procedures found in the NUREG-1556 series. (Section 2.4)

2) The review team recommends that the Bureau provide additional training to staff members and supervisors regarding technical review of licensing actions for uses and technologies that were transferred from the NRC to the Bureau's jurisdiction. (Section 2.4)

Based on the results of the current IMPEP review, the MRB agreed that the next IMPEP review of the New Jersey Agreement State Program should take place in approximately 4 years.

3. **Precedents/Lessons Learned.** The MRB established no new precedents during this meeting.
4. **Adjournment.** The meeting was adjourned at approximately 2:15 p.m. (ET)