

September 4, 2012

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

Steve West, Acting Deputy Director
Office of Federal and State Materials
and Environmental Management Programs

Elmo E. Collins, 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: AUGUST 16, 2012 SOUTH CAROLINA
MANAGEMENT REVIEW BOARD (MRB) MEETING

Enclosed are the minutes of the MRB meeting held on August 16, 2012. 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.: Catherine Templeton, Director
Department of Health and Environmental Control

Alice Rogers, Texas
Organization of Agreement States
Liaison to the MRB

Management Review Board Members

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MINUTES: MANAGEMENT REVIEW BOARD MEETING OF AUGUST 16, 2012

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
Duncan White, FSME
Karen Meyer, FSME
Stephen Poy, Team Member, FSME
Margie Kotzalas, OEDO
Randy Erickson, Team Leader, RIV

Steve West, MRB Member, FSME
Brian Holian, FSME
Lisa Dimmick, FSME
Brian McDermott, FSME
Aaron Gantt, SC
Chris Grossman, Team Member, FSME

By videoconference:

Elmo Collins, MRB Member, RIV

By telephone:

Donna Janda, Team Member, RI
Kristen Schwab, Team Member, WA
Dwight Shearer, Team Member, PA
Pamela Dukes, SC
Leland Cave, SC

Dan Collins, RI
Alice Rogers, MRB Member, TX
Catherine Templeton, SC
Jim Peterson, SC
Richard Haynes, SC

- 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. South Carolina IMPEP Review.** Mr. Randy Erickson, Team Leader, led the presentation of the South Carolina Integrated Materials Performance Evaluation Program (IMPEP) review results to the MRB. He summarized the review and the team's findings for the eight indicators reviewed. The on-site review was conducted by a review team composed of technical staff members from NRC, the Commonwealth of Pennsylvania and the State Washington during the period of May 21-25, 2012. Prior to the onsite review, the team conducted inspection accompaniments. A draft report was issued to State for factual comment on June 18, 2012. The State responded to the review team's findings by letter dated July 17, 2012. The last IMPEP review for South Carolina was conducted in July 2007.

Common Performance Indicators. Ms. Donna Janda presented the findings regarding the common performance indicator, *Technical Staffing and Training*. Her presentation corresponded to Section 3.1 of the proposed final IMPEP report. The review team found South Carolina's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that South Carolina's performance met the criteria for a "satisfactory" rating for this indicator.

Ms. Janda 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 South Carolina's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that South Carolina's performance met the criteria for a "satisfactory" rating for this indicator.

Mr. Erickson presented the findings regarding the common performance indicator, *Technical Quality of Inspections*. His presentation corresponded to Section 3.3 of the proposed final IMPEP report. The review team found South Carolina's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that South Carolina's performance met the criteria for a "satisfactory" rating for this indicator. The MRB questioned the team about supervisory accompaniments. There was no discussion in the report. The team responded that supervisory accompaniments were performed by the Program. The MRB requested the report be revised to include a statement on the supervisory accompaniments. The final report was amended as requested by the MRB.

Mr. Erickson presented the findings regarding the common performance indicator, *Technical Quality of Licensing Actions*. His presentation corresponded to Section 3.4 of the proposed final IMPEP report. The review team found South Carolina's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that South Carolina's performance met the criteria for a "satisfactory" rating for this indicator. The MRB requested a report clarification whether the Bureau has implemented a procedure for the control of sensitive information. As written, the text implied the review team examined the procedure but not if it was implemented. The report was amended to clarify that the Bureau had implemented its procedure for control of sensitive information.

Ms. Janda presented the findings regarding the common performance indicator, *Technical Quality of Incident and Allegation Activities*. Her presentation corresponded to Section 3.5 of the proposed final IMPEP report. The review team found South Carolina's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that South Carolina's performance met the criteria for a "satisfactory" rating for this indicator.

3. **Non-Common Performance Indicators.** Mr. Erickson 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 South Carolina's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that South Carolina's performance met the criteria for a "satisfactory" rating for this indicator. The MRB did question the team if there was a review of the Uranium Recovery Program since it was not stated in the report. The MRB requested the report be revised to include the standard language that the program does not relinquish regulatory authority for a uranium recovery program. The final report was amended as requested by the MRB.

Mr. Stephen Poy presented the findings regarding the non-common performance indicator, *Sealed Source and Device Evaluation Program (SS&D)*. His presentation corresponded to Section 4.2 of the proposed final IMPEP report. The review team found South Carolina's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that South Carolina's performance met the criteria for a "satisfactory" rating for this indicator. The MRB did question the program about how it stays current with its SS&D registry evaluation process since so few SS&D actions are done (i.e., only was one action over the review period). The Program responded that its staff conducting SS&D reviews are experienced, but if necessary, will reach out for support.

Mr. Chris Grossman presented the findings regarding the non-common performance indicator, *Low-level Radioactive Waste Disposal Program (LLRW)*. His presentation corresponded to Section 4.2 of the proposed final IMPEP report. The review team found South Carolina's performance with respect to this indicator to be "satisfactory" and made no recommendations. The MRB agreed that South Carolina's performance met the criteria for a "satisfactory" rating for this indicator.

4. **MRB Consultation/Comments on Issuance of Report.** The MRB found the South Carolina Agreement State Program "adequate to protect public health and safety" and "compatible with NRC's program." Based on the results of the current IMPEP review, the MRB agreed that the next IMPEP review of the South Carolina Agreement State Program should take place in approximately 5 years.
5. **Precedents/Lessons Learned.** The MRB established no new precedents during this meeting.
6. **Adjournment.** The meeting was adjourned at approximately 1:45 p.m. (ET)