



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
1600 EAST LAMAR BOULEVARD  
ARLINGTON, TEXAS 76011-4511

October 12, 2022

Ms. Kimberly S. Steves, Director  
Kansas Department of Health  
and Environment  
1000 SW Jackson, Suite 330  
Topeka, KS 66612-1365

SUBJECT: KANSAS FY2023 PERIODIC MEETING SCHEDULING LETTER AND AGENDA

Dear Ms. Steves:

In order to help the Agreement States and the U.S. Nuclear Regulatory Commission (NRC) remain knowledgeable of each other's program and to initiate planning for the next Integrated Materials Performance Evaluation Program (IMPEP) review, the NRC conducts one-day periodic meetings with Agreement States between IMPEP reviews.

In accordance with the Office of Nuclear Material Safety and Safeguards (NMSS) Procedure SA-116, "Periodic Meetings between IMPEP Reviews," and after previous coordination with you, we have scheduled the periodic meeting for Thursday, November 10, 2022, at 9:00 a.m. (CT). The meeting will be held at the Radiation Control Program offices in Topeka, Kansas.

The likely topics for discussion at the meeting are listed on the enclosed agenda. If there are any additional specific topics you would like to cover, or if you would like to focus on a specific area, please let me know. If you have any questions, please call me at 817-200-1132, or via e-mail at [jackie.cook@nrc.gov](mailto:jackie.cook@nrc.gov).

Sincerely,

A handwritten signature in cursive script that reads "Jacqueline D. Cook".

Signed by Cook, Jacqueline  
on 10/12/22

Jacqueline D. Cook  
Regional State Agreements Officer  
Division of Radiological Safety and Security

Enclosure:  
Periodic Meeting Agenda

**DISTRIBUTION:**

DWhite, NMSS  
 GMiller, RIV/DRSS  
 MMuessle, RIV/DRSS  
 KWilliams, NMSS  
 TClark, NMSS  
 BAnderson, NMSS  
 RErickson, RIV/DRSS  
 JCook, RIV/DRSS

DOCUMENT NAME: KANSAS FY2023 PERIODIC MEETING SCHEDULING LETTER AND AGENDA  
 ADAMS Accession Number: **ML22285A199**

<input checked="" type="checkbox"/> SUNSI Review		<input checked="" type="checkbox"/> Non-Sensitive <input type="checkbox"/> Sensitive		<input checked="" type="checkbox"/> Publicly Available <input type="checkbox"/> Non-Publicly Available	
OFFICE	RIV:RSAO				
NAME	JCook				
DATE	10/12/22				

**OFFICIAL RECORD COPY**

## **Periodic Meeting Agenda with Kansas**

### **Department of Health & Environment**

**November 10, 2022**

Topic areas for discussion during the meeting may include:

1. Program reorganizations:

Discuss any changes to the program organization, including program/staff relocations and new appointments.

2. Changes in program budget/funding.

3. Status of the State's program, including:

a. Technical Staffing and Training (2020 IMPEP Rating: Satisfactory)

- i) Number of staff in the program and status of their training and qualifications.
- ii) Any program vacancies.
- iii) Staff turnover since the last IMPEP review.
- iv) Adequacy of full-time equivalents (FTEs) for the materials program.
- v) Status of implementation of IMC 1248

b. Status of Materials Inspection Program (2020 IMPEP Rating: Satisfactory)

- i) Number of Priority 1, 2, and 3 inspections completed on time and overdue since the last IMPEP review.
- ii) Number of initial inspections completed on time and overdue since the last IMPEP review.
- iii) Number of reciprocity inspections completed each year since the last IMPEP.
- iv) Inspection frequencies (changes to or those that differ from NRC's inspection frequencies).

c. Technical Quality of Inspections (2020 IMPEP Rating: Satisfactory)

- i) Status of inspector accompaniments.
- ii) Management review process.

Enclosure

- iii) Significant inspection activities/challenges.
- d. Technical Quality of Licensing Actions (2020 IMPEP Rating: Satisfactory)
  - i) Number of licensing actions and types performed since the last IMPEP review.
- e. Technical Quality of Incident and Allegation Activities (2020 IMPEP Rating: Satisfactory)
  - i) Status of allegations and concerns referred by the NRC for action.
  - ii) Significant events and generic implications.
  - iii) Number of reportable events received since the last IMPEP and event reporting, including follow-up and closure information in NMED.
- f. Legislation, Regulations, and Other Program Elements (2020 IMPEP Rating: Satisfactory, but needs improvement)
  - i) Regulations
    - a. Compatibility requirements
    - b. Discuss status of State's regulations and actions to keep regulations up to date, including the use of legally binding requirements and sunset requirements.
  - ii) Legislative changes affecting the program.
  - iii) Sunset Requirements
- g. Sealed Source and Device (SS&D) Evaluation Program (2020 IMPEP Rating: The review team did not review this indicator)

From the 2020 Final IMPEP Report: The Kansas Agreement State Program has authority to conduct SS&D evaluations for byproduct, source, and certain special nuclear materials; however, Kansas did not conduct any SS&D evaluations during the review period. Accordingly, the team did not review this indicator. There are currently no SS&D manufacturers in Kansas. If Kansas were to receive an application for a SS&D action, it has a procedure in place to ensure the technical evaluation is completed by qualified SS&D reviewers. This practice is consistent with acceptable approaches used by other Agreement States.

- h. Low-Level Radioactive Waste Disposal Program (LLRW) (2020 IMPEP Rating: The review team did not review this indicator)

From the 2020 Final IMPEP Report: In 1981, the NRC amended its Policy Statement, "Criteria for Guidance of States and NRC in Discontinuance of NRC Authority and Assumption Thereof by States Through Agreement," to allow a State to seek an amendment for the regulation of LLRW as a separate category. Those States with existing Agreements prior to 1981 were determined to have continued LLRW disposal authority without the need for an amendment. Although Kansas has such authority to regulate a LLRW disposal facility, the NRC has not required States to have a program for licensing a disposal facility until such time as the State has been designated as a host State for LLRW disposal. When an Agreement State has been notified or becomes aware of the need to regulate a LLRW disposal facility, it is expected to put in place a regulatory program that will meet the criteria for an adequate and compatible LLRW program. There are no plans for a commercial LLRW disposal facility in Kansas. Accordingly, the team did not review this indicator.

- 4. Information Exchange:
  - a. Current program initiatives;
  - b. Emerging technologies;
  - c. Large, complicated, or unusual authorizations for use of radioactive materials;
  - d. Major decommissioning and license termination actions;
  - e. Mechanisms to evaluate performance such as self-audits;
  - f. Operating/strategic plan metrics and outcomes, if applicable; and,
  - g. Current NRC initiatives.
- 5. Additional Topics.
- 6. Schedule for the next IMPEP review.
- 7. Next Steps/Meeting Summary/Q&A.