

Recommendation	Tasks	Milestones	Assignments	Expected completion date	Status	Completion date	State Comments	NRC comments
Unsatisfactory evaluation for LROPE: New York DOH and DEC establish processes, with appropriate milestones, to expedite the review and adoption of NRC regulations in accordance with the current NRC policy on adequacy and compatibility with the goal of adopting all overdue regulations by the next IMPEP review. (DOH/DEC)	Develop and update DEC regulations to adopt all overdue regulations by the next IMPEP review	DEC Development of Express Terms	DEC Radiation program and legal staff	3/31/23	in progress		Necessary regulations will appear as revisions to existing 6NYCRR Part 381 - Transport of Low Level Radioactive Waste and a new 6NYCRR Part 384 - Cleanup Criteria for Sites Contaminated with Radioactive Materials	
		DEC Approval of Regulations	DEC Executive Staff	6/30/23	Not started			
		Governor's Office Approval of proposed regulations	NYS Regulatory Reform Unit	9/30/23	Not started			
		DEC Public Notice / Public Hearing	DEC Radiation program and legal staff	10/31/23	Not started			
		DEC Comment response/finalize regulations	DEC Radiation program and legal staff	1/31/24	Not started			
		DOH Develop and update regulations adopting all overdue regulations by the next IMPEP		Bureau Staff		Completed		
	DOH managements review and approval	Alex Damiani		3/31/23 in progress			Necessary regulations will appear as revisions to existing Title 10 NYCRR 16 of the state sanitary code	
	Governor's Office approval			6/30/23 Not started				
	Public Health and Health Planning Council PHHPC approval			9/30/23 Not started				
	Publish in NY State Register and Address Comments			12/30/23 Not started				
1) New York DOH implement a plan to assure all inspectors have calibrated instruments and that all instruments would be calibrated by the summer of 2023.	Develop fiscal plan and schedule meters calibrations	Written plan submitted to Director	Christine Dobert	12/15/22	Completed	12/15/2022		
		Milestone is an average of 8-10% of meters get calibrated per month for the next 6 months Target is > 85% of meters calibrated by 7/30	Christine/Alex/Nikki	Monthly check	in progress		monthly evaluation of meter cals, assesment of any fiscal issues	
				7/30/23				
2) New York DEC should develop and implement incident and allegation procedures, and New York DOH should ensure their incident and allegation procedures include the level of detail needed to properly close incidents and allegations.	DEC - Establish Division Guidance for responding to radiation incidents and allegations which fall under DEC oversight	Draft Guidance Document and complete internal review	Radiation program and legal staff, DMM Division Management	2/28/23	Initial draft completed			
		Receive Comments/Finalize Guidance	Radiation program and legal staff	3/31/23				
		Distribute Final Guidance	DMM Guidance & Policy Coordinator	4/30/23				
	DOH - Update and implement Incident closeout policy	Section Chief Approval of revision to incident manual to include closeout guidance Director approval	Nate/Dan Dan/Alex		2/28/23 in progress 3/15/23			
3) New York should update its incident and allegation procedures, ensure that they are appropriately consistent for their activities, and train staff on the updated procedures	DEC - procedures will be established in item 2 above. DEC radiation staff will be trained in its implementation	Training of radiation staff in final I&A procedures	DEC Radiation bureau director and section supervisors	5/31/23				
	DOH - Update and implement Close out policy	Section Chief Approval of revision to incident manual to include closeout guidance Director approval	Nate/Dan Dan/Alex		2/28/23 in progress 4/1/23			
4) New York DOH review, revise, and update the SS&D training and qualification procedures to ensure the essential objectives of Appendix D, of IMC 1248, including training on the appropriate industry codes and standards.	DOH - update and implement training and qualification procedures	Review the needed update to the training and qualification program	Procedures - Dan; Qual log - Dan and Nate		2/28/23 done	1/26/2023		
		Update Procedures that describe the training program requirements	Dan		4/30/23 in progress			
		Update Qualification log that lists each individual's training	Dan/Nate		5/31/23			
		Provide updated procedure to all currently qualified staff and implement for future staff	Dan					
5) New York DOH develop a mechanism to ensure SS&D reviewers follow the applicable guidance in NUREG-1556, Volume 3, when developing new or amending existing registrations.	To ensure consistency with NRC guidance in NUREG-1556 Vol 3 staff will identify any differences in current review process and NRC guidance	Staff will review NRC guidance and identify variances in NYS procedures.	Dan and Nate reread the guidance and discuss		2/24/23 completed			
		Satff will update SSSDR procedures						

		Review a sample of SS&D actions issued each year to ensure consistency and adherence to establish procedures	Alex & Dan				
6) New York DOH close inactive SS&D registrations and identify them as inactive in the National SS&D Registry.	Determine which entities are inactive Determine whether an entity is still distributing in another State or under another name and determine if there is another SS&D that qualifies For entities that are truly inactive, contact Tomas Herrera to obtain an inactive vendor code Create a new registration for each of the 34 inactive sheets	Perform a websearch for each company that appears inactive Review SS&D registry Inactive vendor codes obtained New registraions comleted	The entire RAM section Dan, Nate, Emily Dan Dan and Nate	2/2/23 completed 4/1/23 started 5/1/23 not started 5/31/23 not started		13-Feb	
7) New York review and update the LLRW Disposal Program training and qualifications to adopt the essential objectives in IMC 1248, Appendix E, including initial qualification and refresher training requirements, adjusted for the status of the LLRW disposal facilities.	DEC - establish and implement procedures to meet the requirements of IMC 1248, App E.	Establishment of a training procedure that is equivalent to IMC 1248 Appendix E Initial training will be conducted for existing staff. Training will be implemented as part of protocol for new staff on an on-going basis.	DEC radiation staff. DEC radiation staff.	6/30/23 9/30/23	In progress Not started		
	Compare SDA facility scope of operations licensed by NYSDOH to other similar facilities to determine level of training for license and inspection staff. Determine appropriate type of DOH inspector training based on SDA operations relative to other facilities and review of existing training classes and available resources.	Description of scope of activities at existing LLRW facilities compared to WVDP/SDA Update inspector qual log Director review and approval	Several staff Chuck Alex	3/30/23 8/30/23 9/30/23	in progress not started not started		
8) New York develop, train staff on, and implement procedures for the generation, approval, distribution, management, and retention of the LLRW Disposal Program licensing, inspection, and incident and allegation documentation.	DEC - Develop licensing, inspection, and incident and allegation procedures associated with DEC's implementation of the LLRW disposal program DEC- Train Staff on revised procedures DEC - Evaluate the effectiveness of the procedures	1. Prepare draft procedures. 2. Finalize and implement procedures. 3. Review procedures to evaluate effectiveness. 1. Initial training 2. Annual refresher training. 1. Review a sample of completed licensing actions to determine consistency and determine if the guidance is effective or if further changes need to be made. 2. Review a sample of inspection reports to determine consistency and determine if the guidance is effective or if further changes need to be made. 3. Review a sample of incident and allegation files to determine consistency and determine if the guidance is effective or if further changes need to be made.	DEC radiation staff. Regional radiation staff DEC radiation staff. Regional radiation staff	6/30/23 9/30/23	In progress not started		