

MINUTES: SPECIAL MANAGEMENT REVIEW BOARD MEETING OF
JULY 20, 2017

The attendees were as follows:

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

Fred Brown, MRB Chair, OEDO
Tison Campbell, MRB Member, OGC
Scott Morris, MRB Member, NMSS

Lance Rakovan, NMSS
Paul Michalak, NMSS
Karen Meyer, NMSS

By videoconference:

John Giessner, MRB Member, Region III
Joe Nick, Region I

Monica Ford, Region I
Donna Janda, Region I

By telephone:

Steve Harrison, VA, MRB Member, OAS
Cindy Becker, FL
Charma Waring, RI
Charles Hamilton, FL
Kathy Modes, NMSS

James Trapp, Region I
Bill Dundulis, RI
Mary Bennett, RI
Mike Stephens, FL

1. **Convention.** Mr. Lance Rakovan convened the meeting at approximately 9:00 a.m. (ET). He noted that this Management Review Board (MRB) meeting was open to the public. Introductions of the attendees were conducted.

2. **Periodic Meeting Discussions:**

Periodic Meeting with the Florida Agreement State Program

Ms. Donna Janda led the discussion of the results of the periodic meeting held with the Florida Department of Health (ADAMS Accession Number: ML17171A291). The meeting was held in Tallahassee on April 19, 2017. Ms. Janda noted that the last Integrated Materials Performance Evaluation Program (IMPEP) review of the Florida Agreement State Program was conducted in March 2015. All performance indicators were found satisfactory and the State was found adequate to protect public health and safety and compatible with the NRC's program. The IMPEP team did not make any recommendations regarding program performance.

The State has approximately 1,630 licensees. Four field inspection positions and one licensing position were vacant at the time of the periodic meeting. No Priority 1, 2, 3 or initial inspections were completed overdue since the 2015 IMPEP review. In calendar years 2015 and 2016, supervisory accompaniments were performed at least once for each inspector. Inspection reports and licensing actions are tracked monthly. Appropriate event follow-up actions are implemented.

Ms. Janda stated that the staff recommends that the next IMPEP review of the Florida Agreement State Program be conducted as scheduled in March 2019. The MRB agreed with the staff's recommendation.

Periodic Meeting with the Rhode Island Agreement State Program

Ms. Monica Ford led the discussion of the results of the periodic meeting held with the Rhode Island Department of Health (ADAMS Accession Number: ML 17095A297). The meeting was held in Providence on March 9, 2017. Ms. Ford noted that during the March 2016 IMPEP review of the Rhode Island Agreement State Program (the Program), the review team found the State's performance satisfactory for the performance indicators Technical Quality of Inspections, Technical Quality of Licensing, Technical Quality of Incident and Allegation Activities, and Compatibility Requirements; satisfactory, but needs improvement, for the performance indicator Technical Staffing and Training; and unsatisfactory for the performance indicator Status of Materials Inspection Program. The review team left one recommendation open from the 2011 IMPEP review and made no new recommendations. On June 16, 2016, the MRB met to consider the proposed final IMPEP report. The MRB found the State adequate to protect public health and safety, but needs improvement, and compatible with the NRC's program. Upon deliberation, the MRB issued two additional recommendations to Rhode Island. The MRB directed that Rhode Island continue on monitoring, that calls between the Rhode Island Department of Health and NRC staff be conducted quarterly, and that a periodic meeting take place approximately one year from the 2016 IMPEP review and a second periodic meeting be held approximately 18 months after the first periodic meeting.

The Rhode Island program has approximately 44 licensees. At the time of the periodic meeting there was one vacancy in the Program, which was created in December 2016. A new employee was scheduled to start on April 3, 2017. After the 2016 IMPEP review, the Program hired a licensing assistant, however this individual has been out on leave since July 2016. This has negatively impacted the Program as a majority of the administrative work now falls on the Program Director and staff. Since the last review, the Program has made inspections a focus area and have completed all Priority 1, 2, and 3 inspections in accordance with their assigned inspection frequencies. The Program has had no initial inspections since the last IMPEP review. All licensing actions are worked on in a timely manner, then reviewed by a senior staff member before being signed by the Program Director. The Program must recodify all of their rules into a new format as described by the "Rules and Regulations Formatting and Filing Manual" by December 31, 2018, or they will not be able to enforce against them. The Program stated that they will need to ensure that the regulations are with the Secretary of State by August 2018 in order to ensure that they are adopted in final by the deadline. Due to the new regulatory format requirements, the Program plans to adopt NRC regulations by reference. Rhode Island is addressing the recommendations from the previous reviews.

Ms. Ford stated that the staff recommends that Rhode Island continue on Monitoring, the next periodic meeting be conducted as scheduled in September 2018, and the next IMPEP review be conducted as currently scheduled in March 2020. The MRB agreed.

3. **Comments from members of the public.** None
4. **Process Changes/Comments.** None applicable to these meetings.
5. **Precedents/Lessons Learned.** None applicable to these meetings.
6. **Adjournment.** The meeting was adjourned at 10:30 a.m. (ET).