

September 27, 2001

MEMORANDUM TO: Management Review Board Members:

Carl J. Paperiello, DEDMRS/EDO
Martin J. Virgilio, NMSS
Karen A. Cyr, OGC
Paul H. Lohaus, STP

FROM: Lance Rakovan, Health Physicist **/RA/**
Office of State and Tribal Programs

SUBJECT: FINAL MINUTES: ILLINOIS MRB MEETING

Attached are the final minutes of the Management Review Board (MRB) meeting held on May 21, 2001. If you have questions, please contact me at 415-2589.

Attachment:
As stated

cc: Paul Eastvold, IL
Mel Fry, NC

Distribution:

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STP-AG-8

MINUTES: MANAGEMENT REVIEW BOARD MEETING OF MAY 21, 2001

These minutes are presented in the same general order as the board discussed the items in the meeting. Attendees of the meeting were as follows:

Carl Paperiello, MRB Chair, EDO
Martin Virgilio, MRB Member, NMSS
Mel Fry, OAS Liaison, NC
Lance Rakovan, Team Member, STP
Gordon Appel, IL
Joe Klinger, IL
John Hickey, NMSS
Fritz Sturz, NMSS
Kathleen Schneider, STP
Brenda Usilton, STP
John Zabko, STP

Paul Lohaus, MRB Member, STP
Karen Cyr, MRB Member, OGC
Linda McLean, Team Leader, RIV
Ujagar Bhachu, Team Member, NMSS
Kathy Allen, IL
Nader Mamish, EDO
Charles Cox, NMSS
Frederick Combs, STP
Richard Blanton, STP
Jennifer Palguta, STP

By video conference:

James Lynch, Team Member, RIII
Cynthia Pederson, DNMS, RIII

Deborah Piskura, Team Member, RIII

By telephone conference:

Paul Eastvold, IL
Tom Seif, IL
Mary Burkhart, IL

Gibb Vinson, IL
Daren Perrero, IL

1. **Convention.** Carl Paperiello, Chair of the Management Review Board (MRB), convened the meeting at 2:10 p.m. The attendees introduced themselves.
2. **New Business. Illinois Review Introduction.** Ms. Linda McLean, Regional State Agreements Officer for NRC Region IV, led the Integrated Materials Performance Evaluation Program (IMPEP) team for the Illinois review. Ms. McLean observed that one member of the team, Mr. Shawn Seeley, ME, was not able to attend the meeting.

Ms. McLean summarized the review. Preliminary work included a review of Illinois' response to the IMPEP questionnaire and accompaniments of inspectors. The onsite review was conducted March 5 - 9, 2001. Included were an entrance interview, detailed audits of a representative sample of completed licensing actions and inspections, and follow-up discussions with staff and management. The team issued a draft report on April 10, 2001; received Illinois' comment letter dated April 30, 2001; and submitted a proposed final report to the MRB on May 11, 2001.

Common Performance Indicators. Ms. Piskura was lead reviewer for the common performance indicator, Status of the Materials Inspection Program. Her presentation corresponded to Section 3.1 of the report. The review team found Illinois' performance with respect to this indicator "satisfactory," and made no recommendations. The board agreed that Illinois' performance met the standard for a "satisfactory" finding.

Ms. Piskura was also lead reviewer for the common performance indicator, Technical

Quality of Inspections. Her presentation for this indicator corresponded to Section 3.2 of the report. The team found that Illinois' performance was "satisfactory," and made no recommendations. After a brief discussion of a question on the training of inspectors, the board agreed that Illinois' performance met the standard for a "satisfactory" finding.

Mr. Rakovan was lead reviewer for the common performance indicator, Technical Staffing and Training. His presentation corresponded to Section 3.3 of the report. The team found that Illinois' performance with respect to this indicator was "satisfactory," and made one recommendation to establish a written training program. Mr. Rakovan noted that the recommendation was not discussed during the onsite exit meeting. It was added during drafting of the report, and the State was notified of the change just before receiving the draft report. In their comment letter, Illinois objected to the recommendation.

The board discussed the recommendation, its rationale, and previous similar recommendations. NRC Staff presented a list of recommendations for written training programs made during prior IMPEP reviews. Mr. Klinger discussed the Illinois process for developing training plans. The board discussed the need for a written policy in terms of meeting the State's needs and objectives versus simply adopting something to be consistent with the NRC program. As in the Colorado MRB, the board suggested bringing the issue before the Organization of the Agreement States (OAS) for further evaluation. The board agreed that Illinois' performance met the standard for a "satisfactory" rating for this indicator, and directed that the recommendation be removed from the report.

Ms. McLean presented the findings for the common performance indicator, Technical Quality of Licensing Actions, on behalf of Mr. Seeley. She summarized the findings in Section 3.4 of the report. The team found Illinois' performance to be "satisfactory" and made no recommendations. The board agreed that Illinois' performance met the standard for a "satisfactory" finding.

Mr. Rakovan was lead reviewer for the final common performance indicator, Response to Incidents and Allegations. As discussed in Section 3.5 of the report, the team found Illinois' performance relative to this indicator to be "satisfactory" and made no recommendations. The board and Mr. Rakovan briefly discussed the comparison of data in the Nuclear Materials Events Database (NMED) system and in the Illinois files, and the protection of the identities of the protection allegeders. The board directed the addition of a statement in the final report noting that Illinois legal staff review incident information prior to releasing it to the public. The board agreed that Illinois' performance met the standard for a "satisfactory" finding.

Non-Common Performance Indicators. Mr. Lynch was lead reviewer for the non-common performance indicator, Legislation and Program Elements Required for Compatibility, which is summarized in Section 4.1 of the report. The team found that three regulations, including one with significant transboundary implications, were overdue for adoption. The team found Illinois' performance relative to this indicator to be "satisfactory with recommendation for improvement," and made one recommendation to adopt the overdue regulations. The performance evaluation criteria

in Management Directive 5.6 were discussed in consideration of changing the finding to "satisfactory." After the discussion, the board agreed that Illinois' performance for this indicator met the standard for a "satisfactory with recommendation for improvement" finding.

Mr. Bhachu was lead reviewer for the non-common performance indicator, Sealed Source and Device (SS&D) Evaluation Program, which is summarized in Section 4.2 of the report. The team found Illinois' performance relative to this indicator to be "satisfactory" and made no recommendations. The board agreed that Illinois' performance met the standard for a "satisfactory" finding.

Ms. McLean was lead reviewer for the non-common performance indicator, Uranium Recovery Program. As discussed in Section 4.4 of the report, the team found Illinois' performance relative to this indicator to be "satisfactory." The attendees discussed inspection accompaniments. The board directed that the report be changed to note that the Uranium Program conducted inspector accompaniments in prior years, but omitted them recently due to inspector experience. The board agreed that Illinois' performance met the standard for a "satisfactory" finding.

MRB Consultation/Comments on Issuance of Report. Ms. McLean concluded, based on the discussion and direction of the board, that Illinois' program was rated "satisfactory" for seven performance indicators, and "satisfactory with recommendation for improvement" for one. The board concluded that the Illinois radiation control program is adequate to protect public health and safety and compatible with NRC's program. The team recommended that the next IMPEP review be conducted in four years, and the board agreed.

Comments from the State of Illinois. Mr. Appel commented that the late addition of the recommendation on training to the draft report was distressing. He also noted that the term "recommendation" has multiple meanings under IMPEP, and this causes confusion.

3. **Status of Remaining Reviews.** Mrs. Schneider briefly reported on the status of the current and upcoming IMPEP reviews and reports. She noted that Mr. Charles Cox of NMSS will coordinate the Region I MRB meeting. STP will handle the meeting room and video conferencing arrangements. She also noted that the Ohio IMPEP onsite review was conducted during the week of May 14 - 18, 2001.
4. **Adjournment.** The meeting was adjourned by the Chair at approximately 3:15 p.m.