



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-4005

May 7, 2007
Oregon Heightened Oversight
April 26, 2007
Conference Call Summary

The purpose of the conference call was to discuss the Program Improvement Plan (the Plan), received April 16, 2007, and to discuss the status of the recommendations from the August 2006, IMPEP Review.

Participants:

OREGON

Terry Lindsay
Margaret Lut
Shannon O'Fallon

FSME

Aaron McCraw
Duncan White
Kim Karcagi

Region IV

Linda McLean
Randy Erickson

Status of recommendations from August 2006 IMPEP Review:

1. The review team recommends that the State place greater emphasis on providing sufficient detail in inspection reports to allow Section management and staff to understand the technical basis for inspection findings. (Section 3.3)

Current Status: The State is continuing to review and revise their inspection procedures to include the necessity of adding greater detail to inspection reports. Revision of four procedures was completed on March 1. Anticipated completion date for other procedures was changed from March 31, to June 30. The Program Manager stated that the Inspection reports are being reviewed by management to ensure that more detail is being documented.

2. The review team recommends that the State ensure that radioactive materials inspectors are accompanied by supervisors, at least annually, to promote quality and consistency in the inspection program. (Section 3.3)

Current Status: An inspection accompaniment schedule has been developed for 2007.

3. The review team recommends that the Section discontinue the routine use of advance authorizations pending development of a procedure and basis for issuing the authorizations. Once developed, the Section should have the practice of issuing advance authorization and the procedure reviewed by counsel and its Radiological Advisory Committee. The review should include the form and content of the authorizations, the legal basis for issuing notifications prior to issuance of a license, as well as a determination of the potential impact on health and safety issues. In addition, the review should determine the State's potential liability and the compatibility of the practice with established State and Federal regulations, including requirements imposed on distributors of devices containing radioactive material. (From 2002 IMPEP review) (Section 3.4)

Current Status: Not discussed. The practice was discontinued August 26, 2006.
(Closed on PIP)

4. The review team recommends that the State take measures to ensure proper documentation and appropriate response, review, enforcement, and followup of all radioactive materials incidents. (Section 3.5)

Current Status: A section manager is reviewing all events monthly to ensure that the appropriate responses, reviews, and enforcement actions are complete. The results of the review are discussed with staff for follow-up if necessary.

5. The review team recommends that the State develop and implement an action plan to adopt NRC regulations in accordance with current NRC policy on adequacy and compatibility. (Section 4.1.2)

Current Status: All rule updates have been filed with the Oregon Secretary of State and the State's Legislative Council and went into effect on March 1, 2007. The final regulations will be sent to the NRC. The State has not developed an action plan yet to adopt the NRC regulations in a timely matter. The Manager stated that a plan will be developed.

Also discussed was the date of the follow-up IMPEP Review which will probably be in November 2007.

The next conference call is scheduled for June 18, 2007, @ 3 p.m. (CDT).

Attachments: Oregon's Program Improvement Plan - received April 16, 2007
Conference Call Agenda

cc: Janet Schlueter, Director
FSME
Terry D. Lindsey, Director
Oregon

Oregon Heightened Oversight
Conference Call Summary

- 3 -

bcc: (via ADAMS e-mail distribution):

LWert

CCain

SMoore, FSME

DWhite, FSME

LMcLean

RErickson

AMcCraw, FSME

KKarcagi

ADAMS #

SUNSI Review Completed: ADAMS: **Yes** No Initials: __mlm__

ADAMS: ☒ Yes ☐ No Initials: __mlm__

☒ Publicly Available ☒ Non-Sensitive

DOCUMENT NAME: C:\FileNet\ML071290449.wpd

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MLMcLean				
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Attachment 1 - State of Oregon Radioactive Materials Licensing Program Improvement Plan

The following is an action plan that the State of Oregon will follow to ensure compatibility and adequacy with NRC policies. The plan is based on recommendations made in NRC letter date November 29, 2006 to the IMPEP staff review on August 21-24, 2006.

1. *Technical Quality of Inspections*

Recommendation	Corrective Action	Assignment	Status
Improve inspection report detail.	Review and revise written procedures.	Inspector staff to develop written procedures	To be completed by March 31, 2007
Improve timeliness of open inspection actions	Developed written procedure on processing of open inspection actions.	Margaret Lut, RML Lead Worker	Completed 10/02/2006
	Review open inspection action list monthly at RML staff meeting.	Danny Loomis, Manager	Ongoing, First Tuesday monthly

2. *Inspection Accompaniments*

Recommendation	Corrective Action	Assignment	Status
Ensure annual supervisor accompaniments for inspectors	Schedule accompaniments with at least one inspector each calendar quarter	Danny Loomis, Manager	In process

3. *Discontinuance of Advance Authorizations*

Recommendation	Corrective Action	Assignment	Status
Cease use of Advance Authorizations	This practice has been discontinued	Terry Lindsey, Section Manager	Ceased practice on August 24, 2006
	Replaced with the issuing of "possession only" licenses after application received	Terry Lindsey, Section Manager	Expedient licensing begun September 2006

4. Incident Response Tracking

Recommendation	Corrective Action	Assignment	Status
Ensure proper documentation and appropriate response, review, enforcement, and follow up of all radioactive materials incidents.	NMED training for all radioactive materials and duty officer staff	Danny Loomis, Manager	SA-300 Distributed and training in 2007
	Annual review of reporting procedures with development of written guidance	All Radioactive Materials Staff	To be conducted every January
	Section Manager or RML Manager will evaluate each event to ensure reporting is completed, as required	Danny Loomis, Manager or Terry Lindsey, Section Manager	Ongoing procedure

5. Program Elements Required for Compatibility

Recommendation	Corrective Action	Assignment	Status
Develop and implement an action plan to adopt NRC regulations	Rule updates due to NRC completed and will be included in next Oregon Secretary of State filing and sent to NRC during the first quarter of CY2007.	Ed Wright, Manager Kevin Siebert, RML Rules Coordinator	Final draft completed to be filed in February 2007
	RPS Rules Coordinator to be assigned to ensure compliance in the future	Kevin Siebert, RML Rules Bob Rapcinski, RPS Rules	New assignments starting February 2007 with restructuring of RPS Section

Remarks: RML Program management and staff have recently completed drafts of the following Inspection or Licensing procedures:

- Procedure for Handling Open Inspection Actions
- Radiopharmacy Programs Inspection Procedures
- Fixed and Portable Gauge Procedures
- Brachytherapy Procedures
- Incident Reporting Procedures

Additional updates to Inspection or Licensing procedures will be assigned to RML staff for completion by July 31, 2007



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Oregon Heightened Oversight
Conference Call Agenda
Date: April 26 2007
Time:
4:00 PM (EST)
3:00 P.M. (CST)
1:00 P.M. (PST)

Conference Lines: 817-276-4476
or 800-952-9677 ask for x 476

The purpose of the conference call is to discuss the Program Improvement Plan (the Plan), received, April 16, 2007, and the status of the recommendations from the August 2006, IMPEP Review.

Possible Participants

OREGON Terry Lindsay Danny Loomis Ray Jester Kevin Siebert	FSME Janet Schlueter Scott Moore William Rautzen Aaron McCraw	Region IV Chuck Cain Randy Erickson Linda McLean
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Discussion Items

1. Introductions
2. Plan Review
3. Status of recommendations from August 2006 IMPEP Review

The review team recommends that the State place greater emphasis on providing sufficient detail in inspection reports to allow Section management and staff to understand the technical basis for inspection findings. (Section 3.3)

The review team recommends that the State ensure that radioactive materials inspectors are accompanied by supervisors, at least annually, to promote quality and consistency in the inspection program. (Section 3.3)

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Date for Next Conference call (Date and Time)

If you have any questions, please contact Linda McLean at 817-860-8116 or by E-mail mlm1@nrc.gov.

/RA/

Linda McLean
State Agreements Officer
Region IV

cc: Janet Schlueter, Director
FSME

Terry D. Lindsey, Director
Oregon

bcc: (e-mail distribution):

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PRathbun, FSME

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AMcCraw, FSME

WRautzen, FSME

ADAMS #