



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 E LAMAR BLVD
ARLINGTON, TX 76011-4511

January 23, 2020

Charlotte Sullivan, Ed.D.
Business Filing and Verification Section Director
Consumer Protection Division
Texas Department of State Health Services (DSHS)
P.O. Box 149347, Mail Code 1986
Austin, TX 78714-9347

Dear Dr. Sullivan:

In order to help the Agreement States and the U.S. Nuclear Regulatory Commission (NRC) remain knowledgeable of each other's program, the NRC conducts one-day periodic meetings with Agreement States between IMPEP reviews. This letter confirms that, through previous coordination, the meeting has been scheduled for February 21, 2020, and will be held in your offices. The meeting will be conducted in accordance with Office of Federal and State Materials and Environmental Management Programs Procedure SA-116, *Periodic Meetings Between IMPEP Reviews*. Please note that a separate meeting will be held with the Texas Commission on Environmental Quality (TCEQ) on February 20, 2020.

The likely topics for discussion at this meeting are listed in 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 contact me at (817) 200-1132 or via e-mail at jackie.cook@nrc.gov.

Sincerely,

/RA/

Jacqueline D. Cook
Regional State Agreements Officer
Division of Nuclear Materials Safety

Enclosure:
Agenda for February 21, 2020
Periodic Meeting with Texas (DSHS)

Distribution:

D. White, NMSS
 M. Layton, NMSS
 L. Cuadrado, NMSS
 R. Johnson, NMSS
 J. Parks, NMSS
 K. Williams, NMSS
 R. Erickson, RIV DNMS
 L. Roldan-Otero, NMSS
 M. Muessle, RIV DNMS
 L. Howell, RIV DNMS
 J. Cook, RIV DNMS

ML20024D850		*Signed via E-mail						
X SUNSI Review By: JDC		ADAMS X Yes <input type="checkbox"/> No		X Publicly Available <input type="checkbox"/> Non-Publicly Available		X Non-Sensitive <input type="checkbox"/> Sensitive		Keyword:
OFFICE	RIV:RSAO							
NAME	JCook							
SIGNATURE	JCook*							
DATE	01/23/2020							

OFFICIAL RECORD COPY

**Agenda for Periodic Meeting with the Texas Department of State Health Services
February 21, 2020**

Topic areas for discussion during the meeting may include:

1. Program challenges.
2. Program reorganizations.
3. Changes in program budget/funding.
4. Status of the State's program, including:
 - a. Technical Staffing and Training (2018 IMPEP Rating: Satisfactory)
 - Number of staff in the program and status of their training and qualifications.
 - Any program vacancies.
 - Staff turnover since the last IMPEP review.
 - Adequacy of FTEs for the materials program.
 - Status of implementation of IMC 1248.
 - b. Status of the Materials Inspection Program (2018 IMPEP Rating: Satisfactory)
 - Number of inspections performed overdue since the last IMPEP review.
 - Number of inspections currently overdue.
 - Number of initial inspections completed on time and overdue since the last IMPEP review.
 - Status of reciprocity inspections since the last IMPEP.
 - c. Technical Quality of Inspections (2018 IMPEP Rating: Satisfactory)
 - Status of inspector accompaniments.
 - Management review process.
 - Significant inspection activities/challenges.

Recommendation 1: *Texas should develop and implement a plan to ensure that inspectors performing yttrium-90 inspections get additional training in this area including accompanying experienced inspectors.*

- d. Technical Quality of Licensing (2018 IMPEP Rating: Satisfactory, but needs improvement)
- Number of licensing actions and types performed since the last IMPEP review.
 - Large, complicated, or unusual authorizations for use of radioactive materials.

Recommendation 2: *Texas should develop and implement an action plan to reduce the licensing renewal backlog.*

- e. Technical Quality of Incidents and Allegations (2018 IMPEP Rating: Satisfactory)
- Status of allegations and concerns referred by the NRC for action.
 - Significant events and generic implications.
 - Event reporting, including follow-up and closure information in NMED.
- f. Compatibility Requirements (2018 IMPEP Rating: Satisfactory)
- Discussion of State's regulatory process.
 - Discuss status of State's regulations and actions to keep regulations up to date, including the use of legally binding requirements.
 - Legislative changes affecting the program.
- g. Sealed Source and Device (SS&D) Evaluation Program (2018 IMPEP Rating: Satisfactory)
- i. Number of SS&D actions since the last IMPEP review and their type.
 - ii. Technical Staffing and Training
 - Number of qualified SSD reviewers and their signature authority.
 - Number of current or anticipated program vacancies.
 - Staff turnover since the last IMPEP review.

- iii. Technical Quality of the Product Evaluation Program
 - Number of cases since the last IMPEP review to include new cases, amendments, inactivations and transfers.
 - iv. Evaluation of Defects and Incidents Regarding SS&Ds
 - Any cases noted involving manufacturing defects since the last IMPEP review.
- 5. Information exchange and discussion:
 - a. Current State initiatives.
 - b. Emerging technologies.
 - c. Large, complicated, or unusual authorizations for use of radioactive materials.
 - d. State's mechanisms to evaluate performance.
 - e. NRC current initiatives.
- 6. Additional Topics