



TEXAS RADIATION ADVISORY BOARD MINUTES

Department of State Health Services, Moreton Building, Room M 739
1100 West 49th Street, Austin, Texas

November 6, 2010
10:30 AM

1. Call to order

Rick Jacobi, P.E., J.D., Chair, called the meeting to order at 10:32 a.m. A quorum was present. Members present for the meeting: Mitch Lucas, P.E.; Bill Campbell; Brad Bunn; Kevin Raabe; Amy Clark; John Hageman, C.H.P.; Rosana G. Moreira, Ph.D.; Mark Silberman, M.D.; and Darlene Metter, M.D.; Jay Murphy, P.E.; and David Nichols, M.D.

Members not present: Ana Cleveland, Ph.D.; Ian Hamilton, Ph.D.; Nora Janjan, M.D.; and Melanie Marshall, D.D.S.

Department of State Health Services (DSHS) staff present: Richard Ratliff, P.E.; Alice Rogers, P.E.; Barbara Taylor; Carolyn Wright; Robert Free; Julie Loera; Helen Watkins; Jo Turkette; Mike Dunn; Jack England; and Chris Myers.

Texas Commission on Environmental Quality (TCEQ) staff present: Annette Glass and Kristi Krieg

Texas Railroad Commission (RRC) staff present: David Cooney

2. Introduction of guests

Guests present: Eddie Selig, Advocates for Responsible Disposal in Texas; Roger Mulder, US NRC State Liaison Officer; Pete Myers, South Texas Chapter Health Physics Society; Virginia Campbell, representing herself; Roger Mulder, US NRC State Liaison Officer; and Dan Snow, LOTUS.

3. Election of officers pursuant to 25 TAC §289.130(g)

A. Report of the Nominating Committee

Ms. Clark stated that the committee unanimously decided on recommending Rick Jacobi for Chair, Mitch Lucas for Secretary, and John Hageman for Vice Chair.

B. Election of Officers

Mr. Raabe made a motion to elect the members recommended by the committee. Mr. Bunn seconded the motion and the board unanimously approved the motion.

4. Approval of the August 14, 2010 meeting minutes

Dr. Metter made a motion to approve the minutes. Ms. Clark seconded the motion and the minutes were unanimously approved.

5. Committee Reports

A. Medical Committee

Dr. Metter briefed the board on the rule package update during the committee meeting.

B. Industrial, Uranium and Waste Committee

Mr. Raabe briefed the board on the committee's discussion on drinking water standards. Mr. Raabe provided updates on Uranium regulations.

C. Interagency Information and Cooperation Committee

There was no report. The committee did not have a quorum and did not meet.

6. Program reports

A. Railroad Commission of Texas

David Cooney stated that the RRC adopted a memorandum of understanding with TCEQ on August 30, 2010. Mr. Cooney stated that the RRC has adopted its uranium rules. Mr. Cooney updated the board of the time line for the RRC memorandum of understanding with DSHS. Mr. Cooney briefed the board of the RRC sunset review process.

B. Texas Commission on Environmental Quality

Annette Glass provided an update of the TCEQ sunset review.

C. Texas Department of State Health Services

Richard Ratliff summarized the DSHS program report. Mr. Ratliff discussed Cesium Chloride blood irradiators. Dr. Silberman and Ms. Wright discussed the reasons for redacted information in the Radiological Incident Report.

D. Texas Low-Level Radioactive Waste Compact Commission

Report was submitted. Mr. Jacobi briefed the board on the development of rules for the import and export of waste in Texas.

E. Roger Mulder - US Nuclear Regulatory Commission (NRC) State Liaison Officer

Mr. Mulder briefed the board on the NRC proposed rules.

7. Old Business

A. Discussion of and possible action on Performance-based Licensing and Inspection

Mr. Jacobi requested to defer comments and discussion until the next TRAB meeting.

B. Update on X-ray rule package: Revisions to 25 TAC §289.226, "Registration of Radiation Machine Use and Services"; 25 TAC §289.227, "Use of Radiation Machines in the Healing Arts"; 25 TAC §289.229, "Radiation Safety Requirements for Accelerators, Therapeutic Radiation Machines, Simulators, and Electronic Brachytherapy Devices"; and 25 TAC §289.231, "General Provisions and Standards for Protection against Machine-Produced Radiation"

The update was provided under agenda item 5.A.

C. Update on Laser Hair Removal, 25 TAC 289.302, “Registration and Radiation Safety Requirements for Use of Laser Hair Removal Devices”

The update was provided under agenda item 5.A.

8. New Business

A. DSHS rules to be published in the *Texas Register* as proposed rules

Radioactive Materials (RAM) rules packet:

- a. §289.202 relating to *Standards for Protection against Radiation from Radioactive Materials*;
- b. §289.203 relating to *Notices, Instructions, and Reports to Workers; Inspections*;
- c. §289.252 relating to *Licensing of Radioactive Material*;
- d. §289.253 relating to *Radiation Safety Requirements for Well Logging Service Operations and Tracer Studies*;
- e. §289.255 relating to *Radiation Safety Requirements and Licensing and Registration Procedures for Industrial Radiography*;
- f. §289.256 relating to *Medical and Veterinary Use of Radioactive Material*; and
- g. §289.257 relating to *Packaging and Transportation of Radioactive Material*

Mr. Raabe made a motion to approve that these rules go forward. Mr. Murphy seconded the motion and the motion was unanimously adopted.

B. Board action on any Committee Recommendations

None

9. Public Comment

None

10. Future Meeting Dates and Topics

February 26, February 19, and February 12 were discussed as meeting dates.

11. Adjourn

Mr. Jacobi adjourned the meeting at 11:52 p.m.