



TEXAS RADIATION ADVISORY BOARD (TRAB)
MEETING MINUTES

Austin-Health and Human Services Commission, MHMR Center
Conference Room 164, 909 W. 45th Street, Austin, Texas 78751
Friday, June 12, 2015 at 10:30 AM

1. Call to order

John Hageman, M.S. C.H.P., Chair, called the meeting to order at 10:39 am. A quorum was present.

Members present at the meeting: Nora Janjan, M.D., M.B.A., M.P.S.A., Vice-Chair; Bill Campbell; Amy Clark, Robert Emery, DrPH; Stephen Harris; Kenneth Krieger, C.H.P.; Mitch Lucas, P.E.; Melanie Marshall, D.D.S.; Darlene Metter, M.D.; Judy Raab; and Kevin Raabe.

Members not present: Ian Scott Hamilton, Ph.D.; Darshan Sachde; Mark Silberman, M.D.; John Johnson, D.V.M.; and David Nichols, M.D.

Department of State Health Services (DSHS) staff present: Richard Ratliff, P.E.; Lisa Bruedigan; Jerry Cogburn; Chuck Flynn, Liz Speights, Ray Fleming, Jo Turkette, Alyson Henry; Helen Watkins; Ruben Cortez; Eric Skotak; Peggy Westlund; and Robert Free.

2. Introduction of guests

Texas Board of Licensure for Professional Medical Physicists: Charles Beasley, Ph.D.

Texas Commission on Environmental Quality (TCEQ): Charles Maguire, Bobby Janecka, Monica Sullivan and Brad Broussard

Advocates for Responsible Disposal in Texas: Eddie Selig

Waste Control Specialist: Betsy Madru,

Texas Low Level Radioactive Waste Disposal Compact Commission (TLLRWDC): Audrey Ferrell, Leigh Ing, and John Salsman

Jacobi Consulting: Rich Jacobi

Railroad Commission of Texas (RRC): Grant Chambless

State Liaison Officer to the U.S. Nuclear Regulatory Commission: DeAnn Walker

3. Adoption of the minutes of the February 27, 2015 meeting

Dr. Metter made a motion to approve the minutes. Mr. Raabe seconded the motion. Ms. Melanie Marshall, Dr. Emery and Mr. Campbell abstained and the minutes were unanimously approved.

4. Committee Reports and Recommendations

A. Industrial, Nuclear Power, Uranium and Waste Committee

Mr. Lucas discussed the committee meeting. Dr. Emery made a motion to accept the committee's report. Mr. Harris seconded the motion and the report unanimously approved.

B. Medical Committee

Dr. Metter discussed the committee meeting. Mr. Raabe made a motion to accept the committee's report. Mr. Lucas seconded the motion and the report was unanimously approved.

C. Topic Research Committee

Dr. Emery discussed the committee meeting. Dr. Janjan made a motion to accept the committee's report. Dr. Metter seconded the motion and the report was unanimously approved.

5. Program Reports

A. Railroad Commission of Texas (RRC)

Mr. Chambless reported RRC continues to work with DSHS and TCEQ on Norm issues.

B. Texas Commission on Environmental Quality (TCEQ)

Mr. Maguire discussed the report.

C. Texas Department of State Health Services (DSHS)

Mr. Ratliff discussed the report.

D. Texas Low-Level Radioactive Waste Disposal Compact Commission (TLLRWDC)

Ms. Ing reported the rules are opened for comment regarding import/export of global radioactive waste (comment period ends June 22, 2015).

E. U.S. Nuclear Regulatory Commission

Ms. Walker was introduced as the new Governor's liaison to the US Nuclear Regulatory Commission and Nim Kidd is the alternate.

6. Routine and Continuing Business:

A. Election of a new TRAB Secretary, to replace Mark Pittman

Mr. Lucas, Chair of the Nominating Committee, nominated Mr. Campbell for the TRAB Secretary. Mr. Lucas made a motion to accept the nomination. Dr. Metter seconded the motion and the committee unanimously approved Mr. Campbell as the TRAB Secretary.

B. Discussion of issues, impacts, and potential recommendations related to the consideration of grandfathering from out-of-compact waste charges those sealed sources that were in Texas before current radioactive waste regulations were enacted

Mr. Salsman reported the rules are open for comment and asked if anyone would like to comment about grandfathering to include a legal basis to provide a way to change the rules with the existing laws.

C. DSHS response to TRAB's Position Statement regarding radiation safety awareness training for physicians performing fluoroscopically-guided interventional procedures

Response letter from Kathryn Perkins did not change the DSHS position of not enforcing the implementation of the required radiation safety awareness training. Dr. Metter reported the Medical Committee recommends reinstating implementation of training for fluoroscopic use and will continue to monitor this issue. Mr. Hageman requested this item to remain on the agenda.

7. New Business

A. Resolution to honor Roger Mulder's service to the State as the Governor's liaison to the US Nuclear Regulatory Commission

Mr. Hageman read a resolution for Roger Mulder's service to the State as the Governor's liaison to the US Nuclear Regulatory Commission. Dr. Janjan made a motion to adopt the resolution. Dr. Metter seconded the motion and the resolution was unanimously adopted.

B. Introduction of the new Governor's liaison to the US Nuclear Regulatory Commission, DeAnn Walker and/or Nim Kidd (alternate)

DeAnn Walker was introduced as the new Governor's liaison to the U.S. Nuclear Regulatory Commission and Nim Kidd as the alternate.

C. Consideration for approval of the TRAB's FY2014 Annual Report to the DSHS Commissioner

Mr. Lucas made a motion to approve the report. Dr. Emery seconded the motion and the committee unanimously approved.

D. Contaminated personnel and related facility issues in Houston

Mr. Free provided an update to the recent contaminated personnel and facilities in the Houston area.

E. Report of activities of Radiological Response Volunteer Corps, sponsored by the Conference of Radiation Control Program Directors

http://www.crcpd.org/RRVC/rrvc_rfp.aspx

Mr. Free reported the City of El Paso volunteered to register in this program. Mr. Hageman requested for this item to remain on the agenda.

F. Update on legislative action that may affect the TRAB

Mr. Ratliff provided an update on current legislative action affecting DSHS and TRAB.

G. Consider and make recommendations on draft rule packet for the following sections of 25 Texas Administrative Code Chapter 289 to ensure compatibility with the new 10 CFR Part 37, *Physical protection of category 1 and category 2 quantities of radioactive material*

Mr. Lucas presented the recommendations from the Industrial Committee meeting: add the definition of NORM; clarify the meaning of “hold”; and clarify the phraseology of “radioactive waste, sources” and devices”. Dr. Emery motioned to adopt these recommendations. Dr. Janjan seconded the motion and the committee unanimously approved to forward recommendations to the DSHS Council.

H. Informational presentation, questions, and discussion on Naturally Occurring Radioactive Material (NORM) related to Oil and Gas Production

Ms. Rabb will present at the next Board meeting due to time constraints.

I. Discussion NRC’s July 25, 2014, Advance Notice of Proposed Rulemaking (ANPR), Docket ID NRC-2009-0279, related to the consideration of potential amendments to 10 CFR Part 20, the NRC’s current radiation protection regulations, including consideration and potential decision regarding submission of additional comments during the comment period extended to June 22, 2015

Mr. Hageman suggested to continue monitoring the next round of NRC proposed regulations and to keep this item on the agenda.

J. Discussion and consideration of EPA’s proposed rules in 40 CFR Part 192 regarding in-situ mining of uranium, consideration of comments submitted to the EPA concerning those proposed rules, and potential decision concerning submission of a letter, including a possible letter of support and/or endorsement, to the EPA

Mr. Raabe reported the Industrial Committee recommends submitting the letter to EPA supporting TCEQ and RRC comments. Mr. Lucas motioned for the Board to approve the letter. Mr. Raabe seconded the motion and the committee unanimously approved.

K. Discuss the U.S. Nuclear Regulatory Commission’s proposed rule changes regarding the criteria for low-level radioactive waste disposal 10 CFR Part 61 and consider possible action or recommendations during the comment period ending July 24, 2015

Mr. Maguire reported TCEQ recommends support for the NRC proposal for new low level radioactive material disposal.

8. Public Comments

Mr. Jacobi commented on the accelerator and activated products issues along with the licensee fee burden and licensing issues.

9. Identification of Agenda Items and/or topics for next or future TRAB or TRAB Committee Meetings

None

10. Adjourn

Mr. Hageman adjourned the meeting at 12:15 pm.