



INDUSTRIAL, NUCLEAR POWER, URANIUM and WASTE COMMITTEE  
of the TEXAS RADIATION ADVISORY BOARD (TRAB)  
MEETING MINUTES

Austin-Health and Human Services Commission, MHMR Center  
Conference Room 164, 909 W. 45<sup>th</sup> Street, Austin, Texas 78751  
Friday, December 8, 2017 at 9:00 AM

**1. Call to Order**

Mitchell Lucas called the meeting to order at 9:00 a.m. A quorum was present.

Members present for the meeting: John Hageman, M.S. C.H.P.; Stephen Harris; Ken Krieger; Tim Powell; Judy Raab; Kevin Raabe, Vice Chair; and Melissa Shorey

Members not present: Stephen Harris; and Darshan Sachde, Ph.D.

Department of State Health Services (DSHS) staff present: Ruben Cortez, Chuck Flynn, Eric Skotak, Liz Speights, Karl Von Ahn and Peggy Westlund

**2. Introduction of Guests:**

Texas Commission of Environmental Quality (TCEQ) staff present: Charles Maguire

Advocates for Responsible Disposal in Texas (ARDT): Eddie Selig

**3. Review and, as needed, discuss and take possible action concerning amendment and/or approval of the minutes of the September 29, 2017 TRAB Industrial, Nuclear Power, Uranium and Waste Committee meeting**

Mr. Krieger made a motion to approve the minutes. Mr. Raabe seconded the motion and the minutes were unanimously approved.

**4. Routine and Continuing Business**

**A. Update and discussion on the Texas Low Level Radioactive Waste Disposal Facility (Maguire, TCEQ)**

- i.* Mr. Maguire discussed the purchase of WCS by an unknown buyer, the close of sale should occur by the end of December 31, 2017. Financial assurance has to be secured by the buyer.
- ii.* A minor amendment for the low level radioactive waste disposal license held by WCS was issued on October 5, 2017. This amendment included extending the possession time of the Los Alamos waste by two years.

**B. Update on proposed TCEQ regulations (Maguire, TCEQ)**

Mr. Maguire discussed the proposed rulemaking to implement HB 2662 approved at the Commissioners meeting on November 1, 2017. The rule will remove the reference to the 5% state fee on all compact and federal waste which was temporarily removed from statute. New Rulemaking to adjust the surcharge fees is scheduled to be proposed at the TCEQ Agenda Meeting on April 4, 2018.

**C. Review/updating of older Advisories and Position Statements on the [Publications web page](#)**

- i.* *October 2, 2014 Advisory Statement on Sealed Source Disposal:* Mr. Krieger recommended to keep on the webpage.
- ii.* *September 1, 2014 TRAB Position Statement on Storage of Spent Fuel in Texas:* Mr. Lucas recommended to keep on the webpage
- iii.* *November 17, 2005 Letter to Albert Hawkins, Commissioner from Michael Ford, TRAB Chair; WCS Petition requesting DSHS to Amend Radiation Rules:* Mr. Powell recommended to remove and archive
- iv.* *September 19, 2003 Letter to Robert Huston, TCEQ Chairman, from Michael Ford, TRAB Chair; Recommendations for Low Level Radioactive Rules Log No. 2003-037-336-WS:* Mr. Powell recommended to remove and archive

- v. *February 23, 2003 Letter to Senator Duncan from Michael Ford, TRAB Chair; Low Level Radioactive Waste Recommendations and Estimates: Mr. Powell recommended to keep on the webpage.*
- vi. *July 20, 2002 TRAB Statement supporting the need for a safe disposal facility for low level radioactive waste: Mr. Powell recommended to keep on the webpage.*
- vii. *October 23, 2000 Letter to John Grant, Colorado River Municipal Water District, from Dale Klein, TRAB Chair; Recommendation by TRAB addressing the EPA revision to the Safe Drinking Water Act regarding radon: Mr. Powell recommended to remove and archive*
- viii. *April 15, 2000 TRAB recommendation on Storage of Low Level Radioactive Waste: Mr. Powell recommended to remove and archive*
- ix. *August 30, 1999 Letter to Jack Krohmer, TRAB Chair, from John Howard, Jr., Environmental and Natural Resources; Response to letter sent to Governor Bush dated August 16, 1999: Mr. Powell recommended to remove and archive*
- x. *August 16, 1999 Letter to Governor Bush from Jack Krohmer, TRAB Chair; TRAB recommendations on low level radioactive waste policy of Texas: Mr. Powell recommended to remove and archive*

Mr. Raabe motioned to approve the above dispositions of statements and advisor statement and forward the above recommendations to the Board. Mr. Powell seconded the motion and was unanimously approved.

## **5. New Business**

### **A. TLLRWDC proposed management rule published November 3, 2017 in the Texas Register**

Mr. Powell discussed the proposed exemption based on radionuclide and radioactivity and will have no impact on the public.

### **B. Exportation of LLRW by in-compact generators**

Mr. Raabe discussed the conference call with Comanche Peak, STP, and Eddie Selig. Low dose material sent to WCS in engineered disposable containers are very expensive and not warranted for this low dose material. WCS is working with another vendor to get licensed to store this waste.

**6. Public Comments**

None

**7. Summarize Committee meeting and recommendations for Committee Report and proposed action items for TRAB**

Website publications

**8. Identification of Future Meeting Topics for this Committee**

None

**9. Mr. Lucas adjourned the meeting at 10:01 a.m.**