

September 13, 2022
Central Midwest Interstate Low Level Radioactive
Waste Compact Commission
Annual Meeting
11:00 am EDT/10:00 am CDT
SpringHill Suites, Springfield, IL
and Webex Meetings
DRAFT

1. Call to Order

Chairman McCandless called the meeting to order at 10:00 CDT. In attendance in person:

Gary McCandless - Chairman
Joseph Klinger – IL Commissioner
Dr. Hugh Henry – KY Commissioner
Christopher Holzer – Constellation Nuclear
Sandra Holzer – member of the public
Michael Klebe – Mike Klebe and Associates
Lori Beagles – Assistant to the Compact

Meeting via WebEx

AJ Bhattacharyya – Kentucky Rad Control
Dan Shrum – LLW Forum
Rodney Pitchford – IEMA
Cheryl Head – IEMA
Louise Conway - IEMA

Chairman McCandless thanked everyone for joining in person and on-line. Brief introductions of all participating.

2. Adoption of Agenda

Chairman McCandless introduced the Agenda and called for adoption and/or changes.
Motion carried.

3. Election of Officers. Officers will remain the same. Motion presented and approved.
Motion carried.

4. Adoption of previous meeting minutes September 21, 2021. No changes. Motion carried.

5. Executive Session
No session needed

6. First Public Comments Period
Nothing from the public.

7. Reports

- a. Chairman McCandless Report - Illinois

Chairman McCandless and KY Commissioner Hugh Henry visited the Clinton Nuclear Power plant yesterday (9/12). Chris Holzer, Constellation, assisted w/ the tour. He thanked Chris for assisting with the planning and his active participation.

Commissioner Klinger who also serves as Chairman of the LLW Forum mentioned the LLW Forum Fall Meeting, scheduled for October 12-13, 2022, in Baltimore, MD at the Royal Sonesta Hotel.

Dan Shrum, LLW Forum, invited everyone to the meeting. The Forum is fortunate to have NRC Commissioner Hanson as its keynote speaker. The theme is Federal Partners. US EPA, US NRC, Dept. of Defense, etc., will all be in attendance. Please join us in person or virtually.

- b. A. J Bhattacharya - Kentucky Report

Dr. Henry asked A.J. to give a short report. A.J. gave a brief update on Kentucky activities.

- c. Executive Assistant Report – Lori Beagles

Fiscal year 2022 details were shared. Nothing out of the ordinary. Fiscal year audit with no issues. Budget lines for Fiscal year 2023 will be similar to 2022 with a smaller budget line for attorney fees (not expected). Motions presented to approve the Auditors Report and Fiscal Year 2023 Budget. Motions carry.

A brief discussion regarding our investments and the possibility of moving our website to the LLW Forum for increased traffic and more timely information.

8. Review the Resolution regarding Amendments to the Compact and Regional Management Plan.

Chairman McCandless reviewed the Resolution and provided background on the definition change to By-Product material in the Energy Policy Act of 2005 (EP Act) that added 11 e (3) and 11 (e) 4. This modification resulted in narrowing the definition of low level radioactive waste (llrw) that previously existed in the 1985 LLRW Policy Act Amendments. The EP Act of 2005 also removed CMCC authority to restrict imports and exports of 11E(3) and 11E(4) materials that previously existed in the 1985 Policy Act Amendments for LLRW.

The EP Act of 2005 and the Nuclear Regulatory Commission's Final Rule in 2007 regarding the "Requirements for Expanded Definition of Byproduct Material" presents many issues for the member states of Illinois and Kentucky in regard to Agreement States compatibility and the implications to CMCC's authority and Regional Management Plan (RMP) policy statements are complex.

Chairman McCandless recommended to approve the Resolution to come into compliance with new rules. A motion was presented to approve the Resolution. Motion carried. The Resolution will be signed by all Commissioners at the conclusion of the meeting.

9. KY LLRW Management Update:

AJ Bhattacharyya gave an update on KY activities and licensees. AJ provided licensee reporting for the Annual Report. KY has approx. 330 licensees along with General Licenses. They coordinate with IEMA (Illinois) on shipments through the state.

IL LLRW Management Update:

Cheryl Head (IL) gave an update on IL Generators & HRCQ shipments & Radium licensees

Illinois provided licensee reporting for the Annual Report. Based on the Annual Survey, Illinois has 398 active generators.

1125 total HRCQ shipments, 114 of which were nuclear power plant shipments. Of the remaining, 922 were government shipments. Most coming from the Carnotite site in South Chicago (Michael Reese hospital). A live feed link of the clean-up will be provided to Commissioners.

592 Radium Registrants.

10. Review of FY 22 CMCC Annual Report

Lori Beagles thanked AJ Bhattacharyya (KY) and Cheryl Head (IL) for providing information for the Annual Report in a timely manner. The Report is due to IL and KY legislators within 30 days of the Annual Meeting. She asked Commissioner to review and provide any edits/suggestions. The report will be finalized and placed on the CMCC website and notifications will be made of its availability.

11. Review of CMCC Bylaws

The yearly review warranted a change in meeting frequency. It was determined that one Annual Meeting per year should suffice most years. Language will be updated in the By-laws to reflect these changes. If an additional meeting is needed (or more) they will be considered

“special meeting”. Hugh Henry provided the changes and those will be updated and placed on the CMCC website. Motion to approve. Motion carried.

12. Other Business

None

13. Second Public Comment Period

None

14. Next Scheduled Meeting or Special Meeting of the CMCC

Calendars were consulted. September 12, 2023 was presented as a tentative date for the Annual Meeting, in Frankfort, KY.

Adjournment at 10:50 am CDT.