

DRAFT MINUTES
(Verified with meeting transcript)

CENTRAL INTERSTATE LLRW COMMISSION
ANNUAL MEETING
THURSDAY, June 17, 2021 at 10:00 A.M.

In compliance with Commission Bylaws and Rules, a meeting notice announcing the date, time, location, and agenda availability was emailed to the interested public on Tuesday, May 18, 2021.

The Annual Meeting of the Central Interstate Low-Level Radioactive Waste Compact Commission (CILLRWCC) was held Thursday, June 17, 2021 via Teleconference to take necessary action on meeting minutes, administrative budgets, and all other business to come before the Commission.

The meeting was called to order at approximately 10:02 a.m. and the first item agenda was for roll to be called. Responding to the roll call was Kelly Dixon, Oklahoma Commissioner and Chair; Scott Blackwell, Louisiana Commissioner; Richard Brunetti, Alternate Kansas Commissioner; and Scott Blackwell, Louisiana Commissioner.

The Administrator, Kristie Ann Valtierra; Alternate Oklahoma Commissioner, Mike Stickney; and Court Reporter, Christy Myers, Kendra Robin, Attorney, and Jon Roberts, previous Oklahoma Commissioner were also present on the conference call.

The Chair addressed the second agenda item to approve the minutes of the Special Teleconference held on Thursday, February 25, 2025. The commissioners nor the public made comments or corrections.

Motion was made by Louisiana and seconded by Kansas **to approve the minutes.**

Motion passed 3-0.

See transcript pages 4-5

The Commission heard a brief report from the Administrator discussing the availability of the Commission's new website.

See transcript pages 5-6

The Chair then addressed the next item on the agenda, the Chairperson Report. The chair introduced Kendra Robben as the new Compact Commission attorney. She advised that at the Special Meeting in February, the former attorney, Shawn Renner wasn't on the line, therefore; she contacted him. Mr. Renner informed the Chair that he retired and that began a quest for a new attorney. After reviewing several attorneys, the commissioners voted via email to allow Kendra Robben to serve as the Commission's attorney. After a brief introduction from Ms. Robben, the chair moved on to the next topic of Records Reduction and Retention. The Chair advised that the Commission pays annually for storage of multiple boxes of files, mostly relating to a litigation that occurred approximately 20 years ago. The chair suggested that it would be more economical to store these files in an electronic format. She stated that there are several factors that needed to be examined to determine what the Commission is legally required to retain and not retain. The Chair then asked for feedback from the other Commissioners. Rick Brunetti, Kansas Commissioner questioned whether the Commission currently had a record retention policy in place. The Chair stated that she found that the bylaws stated what could be released to the public and what could not but did not see anything about retention. Mr. Brunetti then asked how federal or state statutes could affect the Commission's records retention policy. The Commission Attorney stated that Oklahoma has a general statute that covers record retention for agencies and commissions and could work with the Administrator to assure that the Commission's policy aligned with the federal and state statutes. Mr. Brunetti then asked if the Commission was able to digitize the documents, would the Commission be allowed to dispose of the paper documents. Ms. Robben advised that she needed to investigate further. The Chair then asked Mr. Jon Roberts, previous Oklahoma Commissioner, if he would like to comment. Mr. Roberts stated that he understood from the previous attorney that the Commission, not being a state or federal agency, is not behold to state or federal statutes as long the Commission's policy was not in extreme violation of either. The Chair stated that with approval of the Commissioners, she would draft a task list for Ms. Robben and Ms. Valtierra and send it out to the Commissioners by the end of the month. The Commissioners agreed and the Chair moved on to the next topic, the Annual Audit. The Administrator advised that the Commission is closing out this year's books at the end of June 30th. Due to Covid and other circumstances the

Commission is two years behind on audits. The Administrator is working with the auditor to complete all three audits at the same time. The Administrator advised that the audits would be completed by the special meeting in November for approval.

See transcript pages 6-16

The Chair moved onto the next agenda to hear Commissioners' Reports. The Chair began by discussing the current Commissioner of Arkansas, George Overbey and the vacant Arkansas Alternate Commissioner position. The Commission has been unsuccessful in reaching Mr. Overbey by email and telephone; however, he responded to a late invoice for Commission dues. The Chair advised that she would continue to reach out to Mr. Overbey and the appointing authority in Arkansas to assure the positions be filled for the Commission to have quorums in the future. The Chair then asked Rick Brunetti, Alternate Commissioner of Kansas to report on the status of membership in Kansas. Mr. Brunetti advised that he and his Division Director drafted and sent a memo to the Governor of Kansas to appoint a Commissioner to represent Kansas. Mr. Brunetti stated that it was sent over before the Covid Pandemic and he would follow up with the request. Louisiana did not have anything to report currently. The Chair stated that the Texas Compact Commission recently sent out an email indicating that they had been mandated to put together a contingency plan in the event they had disruption in disposal availability. Approximately 32 states use this Texas facility to dispose of low-level radioactive waste. The Chair gave a brief report of what contingency plan was to consist of.

See transcript pages 16-22

The Chair moved to the next agenda item, Review and Approval of Contract to Reimburse Oklahoma Department of Environmental Quality (ODEQ) for Administrator's Time. The Chair gave a brief history of the Commission's agreements to reimburse the Oklahoma Department of Environmental Quality for the Administrator's time. The Chair then discussed a proposed Professional Services Agreement draft that was prepared and sent to the Commissioners. The Chair advised that the current agreement would expire June 30, 2021 and the proposed agreement would begin on July 1, 2021. The Chair opened the floor for discussion or questions and then asked for a motion to approve the proposed Professional Services Agreement.

Motion was made by Kansas and seconded by Louisiana **to approve the Professional Services Agreement.**

Motion passed 3-0

See transcript pages 22-25

The proposed budget for fiscal year 2022 was next on the agenda. The Administrator gave a brief description of each cost on the budget. Arkansas Commissioner had questions about annual dues and the Oklahoma Alternate Commissioner asked about the insurance and current cost for the audit. The Administrator explained that the insurance is a Crime Policy and the budgeted amount for the audit is for three years of service. The Chair opened the floor for further discussion and then asked for a motion to approve the budget.

Motion was made by Louisiana and seconded by Oklahoma **to approve the budget.**

Motion passed 3-0

See transcript pages 25-29

The Chair moved to the next agenda item to set the date for the November Special Teleconference Meeting and a date and location for the June 2022 Annual Meeting. The Commissioners agreed that the November Special Teleconference Meeting would be set for November 18, 2021 at 10:00 a.m. via teleconference. There was discussion regarding rules of the bylaws for meeting via teleconference or in person for the Annual Meeting. The Commissioners agreed that the Annual meeting would be held June 18, 2022 at 10:00am via teleconference. At this time, the Commissioners would also discuss Chair and Vice-Chair rotation.

See transcript pages 29-36

Adjournment - The meeting was adjourned at 10:46am.

See transcript pages 36-37

Transcript is attached as an official part of these Minutes.



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TRANSCRIPT OF RECORDED TELECONFERENCE MEETING

OF THE

CENTRAL INTERSTATE LOW LEVEL RADIOACTIVE

WASTE COMMISSION MEETING

ON JUNE 17, 2021, AT 10:00 A.M.

IN OKLAHOMA CITY, OKLAHOMA

* * * * *

TRANSCRIBED BY: Christy A. Myers, C.S.R.

MYERS REPORTING SERVICE

405-721-2882

1 APPEARANCES BY TELECONFERENCE:

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3 OKLAHOMA COMMISSIONER AND CHAIRPERSON,
4 KELLY DIXON, PRESENT

5 ALTERNATE OKLAHOMA COMMISSIONER, MIKE
6 STICKNEY, PRESENT

7 ARKANSAS COMMISSIONER, GEORGE OVERBEY, NOT
8 PRESENT

9 KANSAS COMMISSIONER, RICHARD BRUNETTI,
10 PRESENT

11 LOUISIANA COMMISSIONER AND VICE-CHAIR,
12 SCOTT BLACKWELL, PRESENT

13 KRISTIE VALTIERRA, ADMINISTRATOR, PRESENT

14

15 ALSO PRESENT ON TELECONFERENCE CALL:

16 CHRISTY MYERS, COURT REPORTER

17 JON ROBERTS, PUBLIC, ODEQ

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1 RECORDED TELECONFERENCE MEETING

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OKLAHOMA COMMISSIONER: All right.

Well, it's about two after 10:00, so I guess we're going to get started. Hi, everyone, this is Kelly Dixon, Commissioner from Oklahoma. Glad everyone's on the call. I'm going to turn it over to Kristie to do the roll call.

MS. VALTIERRA: Also, before we get started, Christy, the court reporter, asked before you -- if you have something to say before you say it, if you could say your name and the state that you are from, that way she knows who exactly is talking.

I'll go ahead and start the roll call.
Kelly Dixon of Oklahoma.

OKLAHOMA COMMISSIONER: Present.

MS. VALTIERRA: Scott Blackwell of Louisiana?

LOUISIANA COMMISSIONER: Present.

MS. VALTIERRA: Rick Brunetti of Kansas?

KANSAS COMMISSIONER: Present.

MS. VALTIERRA: George Overbey of

1 Arkansas?

2 (No response)

3 MS. VALTIERRA: We have alternate
4 Commissioner Mike Stickney of Oklahoma?

5 MR. STICKNEY: Present.

6 MS. VALTIERRA: And Jon Roberts,
7 he's visiting with us today as a member of
8 the public. Do we have anybody else as a
9 member of the public? And Kendra Robin who
10 we will introduce as our new attorney later
11 on.

12 MS. ROBIN: Yes. It's Kendra
13 Robin with no "s", present.

14 OKLAHOMA COMMISSIONER: Thank you,
15 Kristie. The next item is the Approval of
16 the Minutes from February -- our February
17 25th Meeting -- the Special Teleconference
18 Meeting. Any questions or discussions of the
19 Minutes by the Commissioners?

20 Do I have a motion to approve?

21 LOUISIANA COMMISSIONER: This is
22 Scott Blackwell, Louisiana, I motion to
23 approve.

24 MS. VALTIERRA: Do I have a
25 second?

1 KANSAS COMMISSIONER: Rick Brunetti
2 from Kansas with a second.

3 MS. VALTIERRA: Okay. Kelly
4 Dixon?

5 OKLAHOMA COMMISSIONER: Yes.

6 MS. VALTIERRA: Scott Blackwell?

7 LOUISIANA COMMISSIONER: Yes.

8 MS. VALTIERRA: Rick Brunetti?

9 KANSAS COMMISSIONER: Yes.

10 MS. VALTIERRA: Okay. Passes
11 three/zero.

12 OKLAHOMA COMMISSIONER: Okay. The
13 next item on the Agenda is the Administrative
14 Report. So, Kristie, I'll toss that one to
15 you.

16 MS. VALTIERRA: I was just going
17 let everybody know that Cecilia has been able
18 to update our website domain. Everything
19 that she has added this month has been added
20 correctly. And I wanted to know if anybody
21 has got on there to look at it, if you have
22 any questions or concerns with it?

23 Okay. Well, it's there if you guys
24 want to take a look at it, it has our bylaws,
25 all of our meeting notes -- our meeting

1 minutes, it has updates from other months
2 that you can look at. It's a really good
3 website, so if you all want to check that
4 out.

5 OKLAHOMA COMMISSIONER: Thank you,
6 Kristie. The next item is the Chairperson
7 Report. This is Kelly Dixon. The first
8 thing I wanted to do is introduce Kendra
9 Robin as the new Compact Commission attorney.
10 Let me go backwards real quickly. Everybody
11 should remember that at our February meeting,
12 our former attorney, Shawn Renner, wasn't on
13 the line and I contacted him afterwards and
14 he informed me he had retired and so that
15 started a quest for a new attorney, and as
16 you guys know we found Kendra and voted for
17 approval via email, and she is on the call
18 with us this morning.

19 So, Kendra, I'll let you introduce
20 yourself just briefly and we'll move on.

21 MS. ROBIN: Perfect. Yes. I'm
22 Kendra Robin, and I office here in Oklahoma
23 City. I am an attorney licensed in Oklahoma
24 and Kansas, originally from way out on a farm
25 in western Kansas, and then have been in

1 Oklahoma City ever since law school. I do
2 corporate work mostly, so lots of corporate
3 work and estate planning type things, and not
4 as much litigation like your previous attorney
5 has done but certainly, you know, lots of
6 non-profit work and things like that, so I'm
7 looking forward to helping you guys with
8 whatever comes up or helping, you know, in
9 whatever way I can.

10 OKLAHOMA COMMISSIONER: Thank you,
11 Kendra. Does anyone have any questions for
12 Kendra? Okay. We'll move on to the next
13 topic which is Records Reduction and
14 Retention.

15 I think this has sort of been a topic
16 on our agendas for a while and we haven't
17 really landed on anything firm. But I wanted
18 to bring it up for discussion. We pay
19 annually -- the Commission pays annually for
20 storage of boxes and boxes and boxes of
21 files, and I think a lot of them are related
22 to the litigation that happened, I don't
23 know, 20 years ago. And, so, it would be
24 nice if we could get those in an electronic
25 format and figure out the best way to store

1 them, and also figure out what legally we are
2 compelled to retain and not retain. So
3 there's kind of an exercise to go through and
4 I would expect -- and I just wanted to get
5 some feedback from the rest of the
6 Commissioners to see if you thought this was
7 something we should pursue.

8 KANSAS COMMISSIONER: Kelly, this
9 is Rick Brunetti in Kansas. I do agree that
10 it is something we need to pursue. I have a
11 couple of questions. Let me go through with
12 this one and maybe Kristie may be able to
13 answer this question as well as one of the
14 other Commissioners.

15 Do we presently have a record
16 retention policy in place?

17 OKLAHOMA COMMISSIONER: You know, I
18 went through the -- I looked through the
19 bylaws earlier this month looking specifically
20 for that and did not find anything. There's
21 a lot about releasing records and what can be
22 released and cannot be released but I didn't
23 see anything about retention. So I don't --
24 I think the answer is no. But we should
25 probably double-check the bylaws. And I can

1 do that.

2 KANSAS COMMISSIONER: And then the
3 other question would be, what is presently in
4 -- what is presently contained within a
5 federal or a state statute that would dictate
6 how long we are required to keep -- how long
7 we're required to keep a record?

8 OKLAHOMA COMMISSIONER: That, I do
9 not know the answer to.

10 MS. ROBIN: This is Kendra Robin.
11 I might chime in for just a second.

12 KANSAS COMMISSIONER: Good.

13 MR. ROBIN: If that's okay. I --
14 as you know I'm just brand new so I don't
15 have all the details about all of that yet
16 but I do believe that each state -- well, at
17 least, for sure Oklahoma and my quick Google
18 confirmed, I believe, Arkansas too. I just
19 didn't look at all the rest of them. But
20 each, at least here in Oklahoma, we have a
21 general statute that covers record retention
22 for agencies and commissions and things, and
23 I believe we're going to find similar things
24 and, you know, based on at least the little
25 bit of quick stuff I've done, I think that we

1 will need to make sure that we comply with
2 whatever those are but in general I've been
3 finding kind of a general record retention
4 policy that has been passed by policy up here
5 and in -- in the various states. So I think
6 if we don't have a specific policy here, it's
7 probably something that maybe I could work
8 with Kristie on or -- I'm new, so I'm not
9 sure exactly what your internal structure is
10 but I think we need to find out what the
11 statutes are and I think we need to check the
12 statutes governing each state commission to
13 make sure we're not violating any of them
14 before we do anything.

15 KANSAS COMMISSIONER: Okay. And,
16 Kendra, this is Rick Brunetti in Kansas.
17 Another question for you, would you consider
18 if we were able to digitize the documents, at
19 that point would, in your legal opinion,
20 would we be able to dispose of the paper
21 records?

22 MS. ROBIN: I don't know the
23 answer to that yet because I saw some
24 references to some things that those retention
25 documents had to be kept in paper copy

1 (inaudible). So I think that that's part of
2 the investigation was if we just digitize if
3 that would -- would comply. But I think I'm
4 going to have to check the statute in each
5 state before I can tell you for sure.

6 KANSAS COMMISSIONER: Yeah. That
7 would be very helpful. Thank you.

8 MS. ROBIN: Yeah.

9 OKLAHOMA COMMISSIONER: Those are
10 very good questions, Rick. Thank you. Jon
11 Roberts wants to say something.

12 MR. ROBERTS: Yeah. This is Jon
13 Roberts, and while I'm officially here as a
14 member of the public now, you should be -- be
15 the Commissioner from Oklahoma for the
16 Commission and also Chair, and so worked a
17 lot with our former attorney and, you know,
18 Kendra, one of things that he always
19 explained when we came up with these legal
20 questions on what to do on certain things,
21 because as you know, you know, each state has
22 their own records retention policies and all
23 that kind of stuff. But, you know, he always
24 explained it as, you know, as a Commission,
25 we're not really a state agency, we're not a

1 federal agency, we're some kind of just sort
2 of nebulous quasi governmental entity that's
3 not really necessarily beholdning to specific
4 states or the feds, and this is my
5 understanding of what he said. So, you know,
6 I'm thinking as a records retention policy we
7 may be able to, you know, kind of come up
8 with something that works for the Commission,
9 you know, as long as it's not, you know,
10 probably extreme violation of any -- of any
11 of the states or the federal government. So
12 that might be something to consider when we
13 finally come up with whatever the official
14 policy is going to be. You know, we're not
15 necessarily beholdning to Oklahoma's policy
16 because the Commission is now headquartered in
17 Oklahoma but we don't want to probably be in
18 complete disagreement with that either with
19 whatever we come up with. So I just wanted
20 to kind of throw that out there for
21 consideration.

22 MS. ROBIN: This is Kendra Robin
23 again. Thanks. I think that's probably very
24 true. I do think that -- that the -- for
25 example, just because that's the one I'm most

1 familiar with, the Oklahoma one does include
2 Commissions, but I tend to agree that I think
3 that we're going to find that what they have
4 are kind of general policies that allow for
5 destruction and that if as long as we don't,
6 you know, run super afoul of anything, that
7 hopefully, we're going to find that we can
8 make our own policy and digitize things and
9 that, you know, get rid of a bunch of that
10 stuff, especially since it's so old.

11 MR. ROBERTS: This is Jon, again.
12 I think Kelly is right. I think the vast
13 majority of them probably is on the old
14 litigation records back from the '80s and
15 '90s. So. And I don't know how long
16 generally that those kinds of things are
17 supposed to be held. So.

18 OKLAHOMA COMMISSIONER: So if --
19 it sounds like there's some interest in this,
20 there's some research and homework that we
21 need to do. So I think probably, I'm just
22 going to throw out what I think is the next
23 step and see if you guys agree. It could be
24 that I sort of flesh out for Kristie and
25 Robin -- Kendra, I'm sorry -- and Kendra that

1 the tasks that need to be done which would
2 include researching state, federal statutes on
3 records retention, looking at whether
4 digitized documents can be considered official
5 records, and then, you know, verifying that
6 it's not already covered in our bylaws. And
7 then I think one other thing I would throw in
8 there is asking Kendra to maybe touch base
9 with Shawn Renner who offered his -- to
10 share, do a data dump, basically, with
11 whoever is our new attorney. So I might
12 flesh that out and sort of get an estimate
13 from Kendra what the time required would be
14 and go from there if everybody thinks that's
15 a sound way to proceed.

16 LOUISIANA COMMISSIONER: This is
17 Scott Blackwell, Louisiana. I think that's a
18 good idea.

19 KANSAS COMMISSIONER: Rick
20 Brunetti, Kansas, I agree as well.

21 OKLAHOMA COMMISSIONER: Okay. I
22 don't think this is anything we need to vote
23 on. I think it's just a direction that we're
24 going to go so we can kick this can down the
25 road a little further. Not kick the can but

1 get some answers. So, thank you, guys. I
2 appreciate your input and your questions.
3 When I get that task list put together, I'll
4 share it. I'll have Kristie share it with
5 you guys and if it looks okay, let me know,
6 if you have other ideas to add to it, let me
7 know and we'll make sure that we get that
8 done probably by the end of the month.

9 The next item is the Annual Audit
10 Discussion. I will throw this to Kristie.

11 MS. VALTIERRA: We are closing out
12 this year's books at the end of June 30th.
13 And everything will be -- because they get
14 everything from the office -- pull everything
15 from the bank and invoices or anything that
16 we have, they pull those as well, or just
17 have a letter sent stating that what they
18 have agrees with what was given. And so that
19 will go to him and he will have something
20 back to us, and I can send that out to you.
21 I mean it will be ready for our November
22 Special Teleconference Meeting that we're
23 having but it will -- surely it will be ready
24 way before that for review just through
25 email.

1 OKLAHOMA COMMISSIONER: And I'm
2 going to add to what Kristie just said, which
3 is as we've spoke about in our last meeting
4 in February, we -- because of Covid and other
5 reasons we got behind our schedule on our
6 audits and so all of those audits are going
7 to be completed and due on the same timeline.
8 So when we meet again in our special meeting
9 we will be reviewing and approving, I think,
10 three?

11 MS. VALTIERRA: Yes.

12 OKLAHOMA COMMISSIONER: Three
13 years, including this current year. So
14 that's just a heads up that we're going to
15 get back on track and I hope it doesn't --
16 it's not -- I hope it's a simple meeting but
17 that's sort of the plan going forward.

18 Are there any questions or comments
19 for discussion?

20 (No response)

21 OKLAHOMA COMMISSIONER: Okay.
22 Hearing none, we'll move on to Item 5, which
23 is Commissioners Report.

24 The first thing we have on the Agenda
25 is the Status of Commission Membership. And

1 Arkansas is not on the line this morning, or
2 are you? Did you join? No. Okay.

3 George Overbey is the current
4 Commissioner and we do not have an alternate
5 in Arkansas. We've have some trouble
6 reaching George by email and by telephone,
7 but he has responded to a late invoice for
8 the Commission dues. So I'm not quite sure
9 what's happening and we've been trying to
10 reach out through the channels. So we're
11 going to continue -- I am going to continue
12 to try to reach him and to reach the
13 appointing authority in Arkansas to make sure
14 that we also have an alternate because I
15 think that will help make sure we have
16 quorums in the future going forward. And
17 then, Rick, I will turn it over to you for
18 report on the status of membership in Kansas.

19 KANSAS COMMISSIONER: Okay. I
20 have spoken to my -- pardon me, I'm sorry.
21 This is Rick Brunetti in Kansas. I had
22 spoken to my Division Director, the
23 gentleman's name is Leo, and he is a Director
24 and Assistant Secretary for the Division of
25 Environment within the Kansas Department of

1 Health and Environment. We had drafted and
2 sent a memo to our Governor through our
3 secretary in regards to appointment of Leo as
4 the -- as the Commissioner for Kansas since
5 he sets as the Division Director for the
6 Division of Environment. That -- I can tell
7 you that that memo was sent over to the
8 Governor's office right before Covid hit. So
9 I am absolutely sure that there has been no
10 movement on that particular subject but I
11 will follow up with -- I will follow up with
12 Leo and determine if he wants to go ahead and
13 make another request to the Governor's office
14 now that things have cooled off a bit in
15 regards to the Covid. So let me check with
16 him and (inaudible) course of action, either
17 to -- essentially have the Governor's office
18 determine what direction they want to go in
19 regards to an appointment for the Commissioner
20 as opposed to the -- as opposed to me setting
21 in as Alternate Commissioner.

22 OKLAHOMA COMMISSIONER: We love to
23 have you as the Alternate Commissioner, it
24 would just be nice to have the full slate.

25 KANSAS COMMISSIONER: Yes. I

1 would certainly continue to act in that
2 capacity (inaudible).

3 OKLAHOMA COMMISSIONER: Great.

4 KANSAS COMMISSIONER: Because --

5 OKLAHOMA COMMISSIONER: Well at
6 this -- I'm sorry. Go ahead.

7 KANSAS COMMISSIONER: I was going
8 to say because that is a -- that is a
9 political appointment and it has to go
10 through senate confirmation and so, you know,
11 dropping off as an alternate wouldn't make
12 much sense because we would have to
13 essentially get someone else approved through
14 our full -- through our full Kansas Senate
15 and as long as, you know, as long as my
16 secretary -- the Secretary of the Department
17 and the Deputy Secretary would want to have
18 me in this role, I'm certainly willing and
19 eager to serve.

20 OKLAHOMA COMMISSIONER: That's
21 great. Thank you. Rick, you can tell Leo
22 that Kelly Dixon says to join on in because
23 it will be just like the good old days at Tar
24 Creek Superfund Site.

25 KANSAS COMMISSIONER: Okay. Fair

1 enough.

2 OKLAHOMA COMMISSIONER: We worked
3 together years ago.

4 KANSAS COMMISSIONER: All right.
5 Cool stuff. Great.

6 OKLAHOMA COMMISSIONER: Does anyone
7 have any questions or comments for Rick?

8 (No response)

9 OKLAHOMA COMMISSIONER: I really
10 appreciate you, Rick, taking the initiative to
11 get that done, it's an important thing that
12 needs to get done.

13 The next item is the Reports on
14 Activities and States that may be of interest
15 to the Commission. Does anyone have
16 anything?

17 LOUISIANA COMMISSIONER: This is
18 Scott Blackwell, Louisiana. We don't have
19 anything right now.

20 OKLAHOMA COMMISSIONER: I'm going
21 to go ahead and -- this is Kelly Dixon in
22 Oklahoma. I'm going to go ahead and mention
23 something that's going on in the radiation
24 disposal world, just because I found it of
25 interest and I think it probably impacts our

1 Commission in -- or the states in our
2 Commission, anyway. The Texas Compact
3 Commission recently sent out an email
4 indicating that they had been mandated to put
5 together a contingency plan in the event that
6 they had disruption in disposal availability,
7 and apparently 31, 32 states use this Texas
8 facility to dispose of low level radioactive
9 waste and that kind of sent some alarm bells
10 going on in my head thinking, oh, my gosh,
11 what's happening? And I think this is in
12 response to some -- maybe some disruptions or
13 slowdown due to Covid. So they don't have --
14 they're not planning or don't foresee the
15 need to shut down but they were mandated to
16 write a contingency plan and the contingency
17 plan includes things like having emergency
18 contacts, and then looking for where other
19 ways could be diverted should they be shut
20 down, and it sounds like there's not really
21 any good solution. And one of the
22 recommendations that came out of that report
23 that I thought was interesting that they were
24 encouraging people who -- or states who have
25 facilities that generate Class B and Class C

1 waste, and a lot of that would include, like,
2 industrial gages and therapeutic x-ray stuff -
3 - stuff, that's my technical term -- that
4 they were encouraging them not to stock pile
5 but just, you know, get their waste sent off
6 for disposal. So I just found that
7 interesting, I thought I would share with you
8 guys. I have the report if you want me to
9 email it to you, I'd be happy to do that.
10 There's no "the sky is not falling down"
11 it's just something that's -- that I found
12 interesting.

13 Any comments or questions or concerns
14 about that report?

15 (No response)

16 OKLAHOMA COMMISSIONER: Okay.
17 Let's move on to Item No. 6, which is Review
18 and Approval of the Contract to Reimburse the
19 Oklahoma DEQ for the Administrator's Time.

20 We've had this contract in place for
21 several years and at the request of our DEQ
22 Comptroller, we decided to make a change in
23 the way that the DEQ is reimbursed. We had
24 originally, I think in the beginning were
25 reimbursed -- we were reimbursing at cost and

1 then a couple of years ago we went to
2 reimbursing at a flat rate of \$5,000 per
3 year. And what we've discovered is that when
4 we go -- when we look at the information on
5 Kristie's time and effort, some years we go
6 over that \$5,000 and the DEQ has to pay for
7 those costs. So the recommendation from our
8 Comptroller was to go back to the
9 reimbursement model which is we will be
10 reimbursing DEQ on a quarterly basis for time
11 and effort of the Administrator. And you
12 guys have a copy of that professional
13 services agreement of the draft that was
14 prepared. Invoicing and payment is Item No.
15 5 on that agreement. When this went through
16 review by our internal folks, they added some
17 information, some more detail on the
18 termination clauses, the choice of law, the
19 choice of venue for any disputes. What else
20 did they do? I think that was about it. So
21 this -- our current agreement expires June
22 30th, so this would become effective July
23 2021, and -- for a year and then we could
24 renew them at your option. So we need to
25 vote on whether or not to approve this new

1 professional services agreement.

2 Do I have a motion?

3 Well, I guess, is there any
4 discussion? We have to do discussion first.
5 I'm sorry.

6 (No response)

7 OKLAHOMA COMMISSIONER: Okay. No
8 discussion. So do I have a motion?

9 KANSAS COMMISSIONER: This is Rick
10 Brunetti in Kansas. So moved.

11 OKLAHOMA COMMISSIONER: Move to
12 approve. Is there a second?

13 LOUISIANA COMMISSIONER: Scott
14 Blackwell, Louisiana, seconds.

15 OKLAHOMA COMMISSIONER: Kristie,
16 can we get a roll call vote?

17 MS. VALTIERRA: Kelly Dixon of
18 Oklahoma?

19 OKLAHOMA COMMISSIONER: Yes.

20 MS. VALTIERRA: Rick Brunetti of
21 Kansas?

22 KANSAS COMMISSIONER: Yes.

23 MS. VALTIERRA: And Scott Blackwell
24 of Louisiana?

25 LOUISIANA COMMISSIONER: Yes.

1 MS. VALTIERRA: Passes three/zero.

2 OKLAHOMA COMMISSIONER: Thank you,
3 Kristie. The next item is the Review and
4 Approval of the Commission's FY 2022
5 Administrative Budget. Kristie sent these in
6 the email to you guys last week.

7 Kristie, do you want to walk through
8 this real quickly?

9 MS. VALTIERRA: We -- okay. So
10 everything that is listed on here is maybe
11 just probably about -- some of it is about 10
12 percent higher than what we had -- what we
13 have invoiced every year but most of it is
14 kept what it is, that way if we have a need
15 for extra allowances, and we also moved a
16 little bit of money from our miscellaneous
17 because we do now have the \$2500 website
18 maintenance fee that we pay each year for --
19 to Cecilia to maintain our website monthly.
20 So if you want to start from the top, we have
21 travel and meeting expenses, that's if we
22 meet in person or we have any meetings in
23 person and we have to send one of the
24 Commissioners to, that is what that's used
25 for.

1 Legal counsel is for Kendra, any work
2 that she does.

3 Accounting. We went ahead and
4 budgeted \$15,000 this year because they are
5 cutting us a deal just to do all three
6 together.

7 Meeting and transcription is for
8 Christy Myers, our court reporter.

9 Again, website maintenance through
10 Cecilia, \$2500.

11 Our P.O. Box where we receive all of
12 our mail.

13 Dues and subscriptions, that's for the
14 LLW Forum that we're a part of, and that's
15 \$9500 a year.

16 Insurance is \$5,000 to Hartford.

17 And our rent and storage for the year
18 runs about \$1379. And I just left a little
19 bit leeway there too.

20 And then, of course, miscellaneous, of
21 \$25,000.

22 Does anybody have any questions over
23 any of that?

24 KANSAS COMMISSIONER: Kristie, this
25 is Rick Brunetti in Kansas. I have a

1 question in regards to the '22 budget and the
2 status of the Commission funds. I'm sorry,
3 that's for 2021. But is the dues and
4 subscriptions that are listed in the FY '22
5 proposed budget of \$9500, is that the same
6 line item that is -- that is called Member
7 Dues in the Status of Commission's Funds?

8 MS. VALTIERRA: No. The Member
9 Dues in the Status of Commission's Funds is
10 the \$20,000 that we receive from -- we
11 receive \$5,000 from each state annually and
12 that's to be a part of the Forum.

13 KANSAS COMMISSIONER: So on the
14 Status of the Commission Funds why is that
15 being showed as the -- yes, the --

16 MS. VALTIERRA: Oh, I'm sorry.
17 I'm sorry. I was looking at the wrong side.

18 KANSAS COMMISSIONER: Okay. You're
19 fine.

20 MS. VALTIERRA: Member Dues, that
21 is -- that's our dues that we pay to be a
22 member of the LLW Forum.

23 KANSAS COMMISSIONER: Okay.

24 MS. VALTIERRA: I was thinking --
25 yeah, sorry.

1 OKLAHOMA COMMISSIONER: Are there
2 any other questions or comments on the
3 Proposed Budget for FY '22 or any of the
4 other materials that were submitted?

5 MR. STICKNEY: Mike Stickney of
6 Oklahoma. I'm curious about the insurance.
7 What is the insurance due for the members of
8 the Commission?

9 MS. VALTIERRA: In the crime
10 policy it's because of the amount of money we
11 have in the account. It protects us, it
12 protects the Commission against any -- I'm
13 trying to think of what -- what it exactly
14 said, but also in the crime policy so that if
15 anything were to happen to that money, the
16 Forum, itself, is protected.

17 MR. STICKNEY: We might get into
18 what you said, later, about these matters.

19 OKLAHOMA COMMISSIONER: Is this
20 something that we're required to have by the
21 bylaws or by practice or?

22 MS. VALTIERRA: It's by bylaws,
23 isn't it, Jon?

24 MR. ROBERTS: I'm not sure.

25 MS. VALTIERRA: I'm pretty sure it

1 is.

2 OKLAHOMA COMMISSIONER: Well, we'll
3 look into -- we'll look into the -- more into
4 the insurance and answer your question, Mike,
5 and I don't know if anyone also has similar
6 questions but we can share what we learn with
7 the Commission.

8 Any other questions or comments about
9 the proposed budget for FY '22?

10 I have one question, Kristie. We
11 don't normally spend this amount of money,
12 right? We budget but we don't spend this
13 amount?

14 MS. VALTIERRA: Right.

15 OKLAHOMA COMMISSIONER: Okay. I
16 guess what we need to do is approve or not
17 approve the budget. So do I have a motion
18 for approval?

19 LOUISIANA COMMISSIONER: Scott
20 Blackwell, Louisiana, motions.

21 OKLAHOMA COMMISSIONER: Kelly Dixon
22 from Oklahoma, seconds.

23 MS. VALTIERRA: Kelly Dixon of
24 Oklahoma?

25 OKLAHOMA COMMISSIONER: Yes.

1 MS. VALTIERRA: Scott Blackwell of
2 Louisiana?

3 LOUISIANA COMMISSIONER: Yes.

4 MS. VALTIERRA: And Rick Brunetti
5 of Kansas?

6 KANSAS COMMISSIONER: Yes.

7 MS. VALTIERRA: Passes three/zero.

8 OKLAHOMA COMMISSIONER: Thank you,
9 Kristie. The next item on the Agenda is
10 setting date for the November Special
11 Teleconference Meeting, and the date and
12 location for the June 2022 Annual Meeting.
13 So to recap, the special meeting in November
14 will be the meeting where we have been able
15 to review the audit material and we will need
16 to have a vote to accept or deny or whatever
17 to take action on the audit.

18 Does anyone have any dates in mind for
19 that November meeting?

20 MS. VALTIERRA: November 18th would
21 be in between Veterans's Day and Thanksgiving
22 on a Thursday.

23 LOUISIANA COMMISSIONER: This is
24 Scott Blackwell, Louisiana. The 18th sounds
25 fine as far as I'm concerned.

1 OKLAHOMA COMMISSIONER: If we do
2 it on the teleconference would we do it at
3 10:00, is that something that we vote on, the
4 setting the date?

5 MR. ROBERTS: Just set it.

6 OKLAHOMA COMMISSIONER: Okay.
7 Let's -- Rick, if I don't hear any objection
8 from you, I'm going to go ahead and set the
9 date as November 18th at 10:00.

10 KANSAS COMMISSIONER: That's
11 perfect.

12 OKLAHOMA COMMISSIONER: Okay.
13 Good. And then the next topic is the date
14 and the location for the June 2022 Annual
15 Meeting, and I think up for discussion is
16 whether we want to meet in person or meet via
17 teleconference. Any thoughts on that?

18 KANSAS COMMISSIONER: This is Rick
19 Brunetti in Kansas. One thing we -- we may
20 want to take a quick look at the bylaws and
21 make sure that the bylaws don't require us to
22 meet in person periodically.

23 OKLAHOMA COMMISSIONER: You know, I
24 don't think they do. I just think they
25 require that we meet, but we can do that as a

1 confirmation --

2 KANSAS COMMISSIONER: Okay.

3 OKLAHOMA COMMISSIONER: -- to see
4 what -- what they direct us to do. I don't
5 have them in front of me right now, so I'm
6 not able to do that this second but -- so --

7 MS. ROBIN: Let me look, I've got
8 them here. This is Kendra, I can look while
9 you guys are talking about dates.

10 OKLAHOMA COMMISSIONER: I'm sorry.
11 Can you repeat?

12 MS. ROBIN: This is Kendra. I was
13 just saying I have them here, I'll look while
14 you guys are talking about them.

15 OKLAHOMA COMMISSIONER: Oh, okay.

16 MS. VALTIERRA: We usually stick
17 to the third or fourth Thursday of the month,
18 so that would be June 16th or June 23rd. If
19 anybody has a suggestion, which week would
20 work better for them.

21 LOUISIANA COMMISSIONER: This is
22 Scott Blackwell, Louisiana, looks like either
23 one of those dates would be fine with me.

24 KANSAS COMMISSIONER: Rick Brunetti
25 in Kansas, and I would concur either date

1 looks fine.

2 OKLAHOMA COMMISSIONER: Do either
3 of you have a preference for in person or on
4 teleconference, until we hear otherwise from
5 Kendra.

6 LOUISIANA COMMISSIONER: This is
7 Scott Blackwell, it don't matter to me one
8 way or the other.

9 OKLAHOMA COMMISSIONER: Okay.

10 KANSAS COMMISSIONER: I agree.

11 MS. ROBIN: This is Kendra. I
12 just checked and it says specifically that it
13 can be on a rotating basis or by a
14 teleconference.

15 KANSAS COMMISSIONER: Okay.

16 OKLAHOMA COMMISSIONER: Would you
17 guys want to go ahead and meet in person or
18 do you want to do it by teleconference?

19 KANSAS COMMISSIONER: Rick
20 Brunetti, Kansas, I think that teleconference
21 would be probably the easiest way to go.

22 OKLAHOMA COMMISSIONER: And that's
23 fine with me. You know, we can revisit this
24 again, we can talk about it again in November
25 if you want to, if people change their minds.

1 I think at some point it's probably good to
2 get together and meet face to face. Since
3 I've been appointed to the Commission, I
4 haven't been able to meet any of you guys.
5 So that would be nice.

6 LOUISIANA COMMISSIONER: This is
7 Scott Blackwell, I'm fine either way.

8 OKLAHOMA COMMISSIONER: Okay.
9 We'll just plan on doing teleconference on
10 June 16th and that -- we'll just set that in
11 stone for now. One thing I wanted to remind
12 you guys and I wasn't prepared to talk to --
13 take any action on it today but was on the
14 even numbered years is when we vote for Chair
15 -- for a Vice-Chair. The way the current
16 bylaws are set up is the Vice-Chair rotates
17 into the Chair on even numbered -- every two
18 years on even numbered years which is how I
19 became Chair, and, you know, that happened a
20 year late, so by June 2022 I will have served
21 as Commissioner one year. I went ahead and
22 appointed Scott Blackwell to be the Vice-Chair
23 because we didn't have a Vice-Chair to serve
24 through June 2022. So one of the things, you
25 know, that we can think about, we can leave

1 the bylaws the way they are where we have
2 that rotation set up, or we can think about
3 changing it where we vote for Chair and Vice-
4 Chair every two years. It doesn't matter to
5 me. I think the rotation (inaudible) becomes
6 an automatic thing unless somebody is not
7 available to become that -- the Chair. Is
8 this something you guys would be interested
9 in changing to where we vote every two years,
10 or just vote for the Vice-Chair every two
11 years and have the Vice-Chair rotate in? Or
12 if you want to think about it, you can think
13 about it, we can talk about it some more.

14 LOUISIANA COMMISSIONER: This is
15 Scott Blackwell, Louisiana, can we discuss
16 that in the November meeting?

17 OKLAHOMA COMMISSIONER: Yes. We
18 can put that on our Agenda for sure. I can
19 draft up possible options to change the
20 language that we can consider and we can keep
21 it the same or change or have other
22 recommendations in November. Although, I
23 don't think we have a whole lot of options
24 with such a small group.

25 That's the end of our formal agenda.

1 Is there anything that was not anticipated
2 for the agenda that anyone wants to discuss
3 today?

4 (No response)

5 OKLAHOMA COMMISSIONER: Anything
6 from members of the public?

7 MR. ROBERTS: No.

8 OKLAHOMA COMMISSIONER: Okay. I
9 think -- do I need a motion for adjournment?
10 No. Since that's the end and the end of all
11 the questions, I appreciate everybody's time
12 this morning and we will keep communicating
13 in email on some of the things that we talked
14 about today and then we'll definitely meet
15 November 18th for our special teleconference
16 meeting. Thank you, very much, guys.

17 (Meeting adjourned at 10:46 a.m.)
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C E R T I F I C A T E

STATE OF OKLAHOMA)
) ss:
COUNTY OF OKLAHOMA)

I, CHRISTY A. MYERS, Certified
Shorthand Reporter in and for the State of
Oklahoma, do hereby certify that the above
referenced meeting was recorded by audio and
thereafter transcribed by me to the best of
my ability; and that I am neither attorney
for, nor relative of any of said parties, nor
otherwise interested in said action.

IN WITNESS WHEREOF, I have hereunto
set my hand and official seal on this, the
30th day of June, 2021.

Christy Myers

Christy A. Myers, C.S.R.

Certificate No. 00310

