

**COMMISSION ON RADIATION PROTECTION  
NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Minutes of a regular meeting held at:  
Dr. Bruce Wilcomb Memorial Conference Room, 25 Arctic Parkway, Ewing NJ  
9:30 a.m. Wednesday, February 17, 2016

The following Commission members were present in person: Paul Orlando, Sue Dupre, Anthony Valente and Brendan McCluskey.

Members present via conference call: Dr. Julie Timins, Bob Tokarz, Mary Moore, and Alfonso Gandica.

Absent member(s): John Mauro.

Also present were: Jacobine Dru, DAG, Arthur Robinson, Al Orlandi, Ramona Chambus, Jenny Goodman, Anita Kopera, Tom Harhay and Christine Gares.

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Call to Order

Dr. Timins, Commission Chair, called the meeting to order at 9:35 a.m. and announced that notice of the meeting complied with the Open Public Meetings Act. The Notice was published in the Courier Post, Trenton Times and Bergen Record. The Notice was filed with the Secretary of State and posted in at least one place reserved for such or similar announcements.

Roll Call

A quorum was met with 8 Commission members: Dr. Timins, Mr. Orlando, Ms. Dupre, Mr. Valente, Mr. Gandica, Mr. Tokarz and Mr. McCluskey. Ms. Moore joined the meeting starting 9:45 a.m.

Minutes

A motion was made by Bob Tokarz and seconded by Anthony Valente to approve the January 2016 meeting minutes. This motion was unanimously approved by all members present at the January meeting. Mr. Gandica abstained from the vote. Ms. Moore was not present for this voting issue.

Report of Commission Members

Dr. Timins initiated discussion regarding the following topics contained in the Radiation Protection Program's December 2015 monthly report:

- The Bureau of X-ray Compliance tour of Robert Wood Johnson's new Mevion Proton Therapy Unit.

- The Bureau of Nuclear Engineering (BNE) review of the final environmental impact statement (EIS) regarding PSEG's request for early site permit application approval for construction and operation of one or more new nuclear power facilities.
- The Bureau of Environmental Radiation (BER) Radon Section's report on the Sustainable Jersey for Schools program.
- The numerous BER responses to I-131 contaminated waste setting off alarms at landfills. In response, Ms. Goodman stated that she is working with the Radiation Advisory Committee to develop and send out information pamphlets for medical facilities that administer I-131 treatments to provide to their patients. These pamphlets emphasize the proper handling of household wastes that may become contaminated by treated patients.
- The BNE's participation in the North East Task Force High Level Radioactive Waste meeting with the US Department of Energy.

### Old Business

#### N.J.A.C. 7:28 et seq. Updates

Ms. Goodman reported that the rule has been approved by both the Commissioner and Commission and will be published in the New Jersey Register on March 7, 2016.

### New Business

#### **David Grammer – Request for Exemption from the Degree Requirement for Certification as Radon Measurement Specialist:**

In a letter dated January 11, 2016, the Bureau of Environmental Radiation (BER) received a request from Mr. David Grammer, President of RAdata, Inc. seeking certification as a radon measurement specialist through the exemption process as permitted in N.J.A.C. 7:28-2.8. Mr. Grammer is seeking certification through the exemption process since he does not meet the educational degree requirements as specified at N.J.A.C. 7:28-27.9(a)1. Mr. Grammer demonstrated that he met all other criteria for certification.

The Commission determined that Mr. Grammer's experience is more than sufficient to qualify him as a radon measurement specialist. A motion was made by Ms. Moore and seconded by Ms. Dupre to grant Mr. Grammer an exemption from the degree requirements in seeking certification as a radon measurement specialist. The motion was unanimously approved.

## **Radiologic Technology Board of Examiners February 2016 Meeting Report:**

Mr. Orlandi presented the outcomes of the Board's February 3, 2016 meeting. Mr. Orlandi highlighted a few items contained in the report. In addition, the Commission also reviewed and took action on the following Board recommended license sanctions:

a. Kenneth O'Hagan - Licensed Diagnostic Radiologic Technologist

Below is a summary of the Board's action involving Mr. O'Hagan. Details regarding this issue are contained in the Board's report saved as avo-9612.

Mr. Orlandi reported that the Board found that Mr. O'Hagan engaged in the practice of diagnostic radiologic technology after his license expired on December 31, 2012 in violation of N.J.A.C. 7:28-19.3(a) 1. Additionally, the Board found that Mr. O'Hagan altered his 2012 expired license to reflect a current license and presented this license to employer, thus, held himself out as being currently licensed when he was not currently licensed in violation of N.J.S.A. 26:2D-27.b. The Board recommended to the Commission that an Administrative Order be issued that suspends Mr. O'Hagan's diagnostic radiologic technology license until a written response to the violations of N.J.S.A. 26:2D-27.b and N.J.A.C. 7:28-19.3(a)1 is received and reviewed by the Board. Furthermore, failure to submit a response, within 60 calendar days of receipt of the Order, will result in the revocation of Mr. O'Hagan's license.

After discussion, a motion was made by Mr. Orlando and seconded by Mr. Tokarz that the Board's findings and recommended license sanction be approved. This motion was unanimously approved.

b. Stella Dixon-Draper - Licensed Diagnostic Radiologic Technologist

Below is a summary of the Board's action involving Ms. Dixon-Draper. Details regarding this issue are contained in the Board's report saved as avo-9613.

Mr. Orlandi reported that the Board found that Ms. Dixon-Draper committed actions of unethical conduct in violation of N.J.A.C. 7:28-19.5(a) 6 by acting in a negligent or incompetent manner relating to radiologic technology. Specifically, Ms. Dixon-Draper failed to verify that a physician's order for a radiographic procedure was made, prior to performing the procedure on the patient and failed to report her error to her supervisor. As a result, the Board recommended to the Commission that a letter of reprimand be issued to Ms. Dixon-Draper.

Commission members discussed whether a letter of reprimand was the appropriate level of discipline for the technologist's actions in this matter. After discussion, a motion was made by Ms. Moore and seconded by Mr. Gandica that the Board's findings and recommended license sanction be approved. By a majority vote, (7 in favor, 1 opposed (Mr. Orlando) and 0 abstention), the motion was approved.

Public Comment

There were no public comments.

Closed Session

A closed session was not necessary at this meeting.

Adjournment

The meeting adjourned at 10:45 a.m. The next meeting is scheduled for March 16, 2016. A taped transcript of the meeting is available for review. Copies of the abbreviated minutes are available by contacting Christine Gares 609-984-5463.

Respectfully submitted,

Paul Orlando, Assistant Director  
Commission Secretary