



Midwest Interstate Low-Level Radioactive Waste  
Compact Commission  
Indiana, Iowa, Minnesota, Missouri, Ohio, Wisconsin

Paul Schmidt (Wisconsin), Chair  
Michael Snee (Ohio), Vice-Chair  
Jim Chiles, Executive Director

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**MINUTES OF JUNE 24, 2022, ANNUAL MEETING**

**Proposed minutes of the Annual Meeting of the Midwest Interstate Low-Level Radioactive Waste Compact Commission (MCC), held by Teams teleconference on Friday, June 24, 2022, pursuant to notice.**

1. The MCC was called to order by Paul Schmidt, Chair, at 10:03 am CDT. The roll was called and a quorum declared. Present were Commissioners Paul Schmidt, member for Wisconsin and Chair; Michael Snee, member for Ohio and Vice-Chair; Sarah Chaney, member for Indiana; Amie Davidson, member for Iowa; Dave Benke, member for Minnesota; Dru Buntin, member for Missouri; Ryan Seabaugh, alternate for Missouri; and James Chiles, Alternate for Minnesota and Executive Director. Also joining the call as a visitor was Dan Shrum, executive director of the Low Level Radioactive Waste Forum.
2. DISCUSSION and MOTION on Agenda Item #2 (Draft MCC meeting minutes from June 16, 2021): No corrections were offered to the draft. MOTION: That the circulated minutes of the annual meeting of June 16, 2021, be approved (Buntin; Schmidt; carried).
3. DISCUSSION on Agenda Item #3, Chair's Report. Schmidt said his comments would come in context with items below.
4. DISCUSSION on Agenda Items #4 and 5 (Director's report and FY 2022 expenses): Chiles described the columns comparing projected versus actual expenses for the current fiscal year, ending on June 30. Low Level Forum membership was the largest item, at \$9,500. Expenses were lower than anticipated: No legal expenses were incurred, and the Executive Director didn't travel to either of the LLW Forum semi-annual meetings as those meetings were held in hybrid form (in person and online). Chiles noted that the fund's value reflected in RBC statements had dropped between April 2021 and April 2022, but given that MCC investments are all certificates of deposit, this drop in current market value reflects the market's reaction to the recent rise in interest rates rather

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than a drop in value when the certificates are redeemed in coming years. Chiles noted that Schmidt, Chair, had asked at the June 16, 2021, meeting what provisions there are in the bylaws, rules or laws, that bear on future changes to the MCC: whether that might be its eventual dissolution as an interstate compact commission or a distribution of a portion of the fund balance while not dissolving the MCC. Chiles said the pertinent state law lays out only two possibilities for dissolution: either by unanimous action by all the member states' legislatures, or by an act of Congress. The MCC on its own has no power to dissolve itself. As far as distributing money to member states from the investment fund, Chiles said the bylaws are silent on the current situation (an interstate compact that continues in force but that has no low-level radioactive waste landfill in any of the member states), but presumably could be amended. He noted that any action to amend the MCC bylaws would require discussion and action at an MCC meeting one year in advance of taking official action to amend the bylaws. This would need legal advice. Chiles noted that he expects to retire from Minnesota state service at age 67, which would happen at the end of CY 2022, that is, during FY 2023. He is willing continue to serve as Executive Director of the MCC through June 2023, at no cost to the MCC. He said that while no official action was needed at this time by the MCC on providing for an executive director after June 30, 2023, an executive session might be appropriate at the June 2023 meeting. He said the MCC members might want to offer their own staff for the ED position, or could hire someone other than Chiles, or could pay Chiles some annual stipend to continue serving as ED beginning July 1, 2023. A modest fee was the practice when Stan York, member from Wisconsin, was ED, before Chiles came on. York had been paid \$5,000 per year for his work, which included serving on the Disused Sources Working Group.

5. DISCUSSION and MOTION on FY 2023 Budget, Items #6 and 7. Chiles said that LLW Forum membership fee, website fee, editing fee, and auditing expenses are expected to be the same as in FY 2022. He noted that auditing expenses have dropped given the MCC's decision at the 2021 meeting to accept a bid from Smith, Schaefer for the next three years of auditing services (that is, reporting on MCC financials for FY 2022, FY 2023, and FY 2024). Chiles said he expects travel expenses to the LLW Forum's semi-annual meetings to resume in FY 2023. Chaney suggested the following amendments to the proposed FY 2023 budget: printing of paper copies of the annual report is no longer necessary; secondly, it would be preferable to scan and electronically store MCC archival records, rather than hire and monitor a storage space over the years. The members agreed with these suggestions. Chiles said he didn't have an estimate for scanning and storage, but the MCC could set a maximum amount, and \$1,200 would probably suffice. The members agreed. MOTION: That the FY2023 budget be approved as amended (Buntin; Chaney; carried). Chiles said that he would send out an amended financial report reflecting these changes for the approved FY2023

budget: remove the \$200 printing estimate; remove the \$350 item for physical storage; and add a budget line of \$1,200 for scanning and electronic storage.

6. DISCUSSION and ELECTION under Item #8, Election of MCC officers for the upcoming two-year term. Chiles noted that the MCC bylaws set the terms of the Chair and Vice-Chair at two years. The terms of Paul Schmidt, Chair, and Michael Snee, Vice-Chair, are expiring. Schmidt noted that he is retiring from Wisconsin state service in the coming months and while he would be willing to continue serving as member, the Governor of Wisconsin may wish to appoint his successor as the state's member on the MCC. Chiles noted that in May he had nominated Snee as Chair and Schmidt as Vice-Chair in case there might not be other nominations. Chaney said she would be willing to serve as Vice-Chair. In light of this, Schmidt's nomination as Vice-Chair was withdrawn. Schmidt called for a vote on the revised slate of nominations: Snee, Chair; and Chaney, Vice-Chair, effective for a two-year term under the bylaws. VOTE: The vote was unanimous from all MCC member states (Iowa, Indiana, Minnesota, Missouri, Ohio, and Wisconsin).
7. DISCUSSION on Agenda Item #9 (Other Business): Chiles introduced Dan Shrum, executive director of the Low Level Radioactive Waste Forum. Chiles noted that Shrum is touching bases this year with Forum member states and compacts like the MCC. Shrum summarized the Forum's work on behalf of its members, and listed three upcoming semi-annual meetings: Baltimore, Charleston, and Salt Lake City.
8. MOTION on Agenda Item #10 (Adjournment): MOTION: That the meeting be adjourned (Buntin; Schmidt). The MCC adjourned at 10:40 am CDT.

Minutes prepared by James Chiles, Executive Director