UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

SECRETARY

May 19, 2004

COMMISSION VOTING RECORD

DECISION ITEM: SECY-04-0076

TITLE: DEPARTMENT OF VETERANS AFFAIRS (DVA) IMPLEMENTATION OF ITS MASTER MATERIALS LICENSE (MML)

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of May 19, 2004.

This Record contains a summary of voting on this matter together with the individual vote sheets, views and comments of the Commission.

Annette L. Vietti-Cook
Secretary of the Commission

Attachments:
1. Voting Summary
2. Commissioner Vote Sheets

cc: Chairman Diaz
Commissioner McGaffigan
Commissioner Merrifield
OGC
EDO
PDR

VOTING SUMMARY - SECY-04-0076

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. DIAZ	X				X	5/17/04
COMR. McGAFFIGAN	X					5/11/04
COMR. MERRIFIELD	X				X	5/11/04

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation and some provided additional comments. Subsequently, the comments of the Commission were incorporated into the guidance to staff as reflected in the SRM issued on May 19, 2004.

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: CHAIRMAN DIAZ

SUBJECT: **SECY-04-0076 - DEPARTMENT OF VETERANS AFFAIRS (DVA) IMPLEMENTATION OF ITS MASTER MATERIALS LICENSE (MML)**

Approved xx w/comment Disapproved _____ Abstain _____

Not Participating _____

COMMENTS:

I approve the staff recommended Option 2 where NRC would conduct annual reviews of the Department of Veterans Affairs' (DVA) continued implementation of its Master Materials License. The staff may use its discretion, without Commission consultation, to implement the standard review frequency based on continued good performance of the DVA's MML oversight program.

SIGNATURE

5.17.04

DATE

Entered on "STARS" Yes ✓ No ___

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: COMMISSIONER MCGAFFIGAN

SUBJECT: **SECY-04-0076 - DEPARTMENT OF VETERANS AFFAIRS (DVA) IMPLEMENTATION OF ITS MASTER MATERIALS LICENSE (MML)**

Approved X Disapproved _____ Abstain _____

Not Participating _____

COMMENTS:

Edward McGaffigan Jr.
SIGNATURE

May 11, 2004
DATE

Entered on "STARS" Yes X No ___

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: COMMISSIONER MERRIFIELD

SUBJECT: **SECY-04-0076 - DEPARTMENT OF VETERANS AFFAIRS (DVA) IMPLEMENTATION OF ITS MASTER MATERIALS LICENSE (MML)**

Approved ✓ Disapproved _____ Abstain _____

Not Participating _____

COMMENTS:

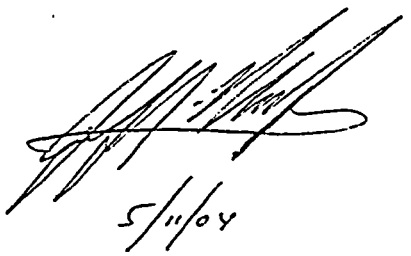
See attached comments.

SIGNATURE

5/11/04

DATE

Entered on "STARS" Yes ___ No ___

Comments from Commissioner Merrifield on SECY-04-0076:

I approve the staff's recommended option 2 in SECY-04-0076, Department of Veterans Affairs (DVA) Implementation of its Master Materials License (MML). When the DVA's MML was first issued, the Commission directed increased oversight by staff over at least a two year period. Staff was to conduct this oversight through semiannual inspections. Staff has conducted two inspections, and the DVA has performed well. I acknowledge DVA's good performance, but still believe increased oversight is necessary for this relatively new program and am not ready, at this time, to approve the standard biannual review done for other MMLs. The staff proposes to go to an annual review cycle for now with future recommendations for oversight based on DVA's performance. I accept the staff recommendation.