

November 5, 2006

MEMORANDUM TO: Charles L. Miller, Director
Office of Federal and State Materials and
Environmental Management Programs

FROM: Luis A. Reyes */RA/*
Executive Director for Operations

SUBJECT: DELEGATION OF CONTRACTUAL AUTHORITY

Pursuant to the authority delegated to the Executive Director for Operations (EDO) by the Chairman on January 24, 2005, the Director of Federal and State Materials and Environmental Management Programs (FSME) is hereby delegated authority to execute and modify interagency agreement actions, and settle claims and terminations thereof, PROVIDED THAT:

- 1) The Director of FSME submit to the Chairman, through the EDO, for prior approval any project placed with the Department of Energy (DOE) Laboratories, agreement with another Federal agency, or modifications thereof, with an estimated cost of \$3,000,000 or more.
- 2) The Director of FSME inform the Chairman, through the EDO, with a copy to the Commission, of DOE Laboratory projects and other Federal agency agreements with an estimated cost between \$1 million and less than \$3 million, and provide the Chairman 15 working days review prior to the issuance of such actions.
- 3) The Director of FSME inform the Chairman, through the EDO, with a copy to the Commission, of instances when the process of executing a DOE project or an agreement with another Federal agency produces cost estimates that are significantly different from the cost estimates that served as the basis for obtaining the Chairman's approval of the project.
- 4) The Director of FSME inform the Chairman, through the EDO, with a copy to the Commission, of any modification to existing projects with the DOE Laboratories and agreements with other Federal agencies that result in the total estimated revised project cost exceeding \$1 million.
- 5) The Director of FSME inform the Chairman, through the EDO, with a copy to the Commission, of any significant changes to projects with DOE Laboratories and agreements with other Federal agencies that may have policy implications for the Commission (matters of a nature that may be sensitive, highly visible, have Agency-wide implications or be otherwise of high interest to the Commission) regardless of the level of resources

required to implement the change.

- 6) The Director of FSME inform the Chairman, through the EDO, with copy to the Commission, five (5) working days in advance, of any impending termination of any project, or agreement previously approved by the Chairman.

In determining whether notification or approval is required, the threshold value should be based on the total projected cost of a proposed action, inclusive of the base amount and all options.

Recurring, non-discretionary agreements such as those for building rental (General Services Administration (GSA)), security clearances (Office of Personnel Management (OPM)), Federal Financial System cross-servicing (Department of the Interior(DOI)), Finance-net (GSA), Debt Collection (Treasury), payroll/human resources system support (DOI/National Business Center), Learning Management System (OPM), and IT timesharing (National Institute of Health), shall not require review or approval.

This limitation of authority shall be implemented in the U.S. Nuclear Regulatory Commission Management Directives for FSME and in any other necessary documentation.

By copy of this memorandum, I am filing a copy of this delegation with the Secretary of the Commission. The authority delegated herein may be redelegated as deemed appropriate by the Director of FSME in writing. A copy of any redelegation shall be filed with the EDO, the General Counsel, the Chief Financial Officer, and the Director, Division of Contracts, Office of Administration.

cc: K. Cyr, OGC
J. Funches, CFO
A. Vietti-Cook, SECY
M.L. Scott, DC, ADM

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