



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

OFFICE OF THE
INSPECTOR GENERAL

October 30, 2009

MEMORANDUM TO: Luis Reyes
Regional Administrator

FROM: Stephen D. Dingbaum */RA/*
Assistant Inspector General for Audits

SUBJECT: STATUS OF RECOMMENDATIONS: AUDIT OF THE
REGIONAL COUNSEL ROLE IN THE ENFORCEMENT
PROCESS (OIG-09-A-10)

REFERENCE: REGIONAL ADMINISTRATOR MEMORANDUM DATED
SEPTEMBER 4, 2009

Attached is the Office of the Inspector General's analysis and status of the recommendations as discussed in the agency's response dated September 4, 2009. Based on this response, recommendations 1 and 2 are closed. All recommendations in audit report OIG-09-A-10 are now closed. If you have any questions or concerns, please call me at 415-5915 or Anthony Lipuma, Deputy Assistant Inspector General for Audits, at 415-5910.

Attachment: As stated

cc: N. Mamish, OEDO
J. Andersen, OEDO
J. Arildsen, OEDO
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Audit Report

AUDIT OF THE REGIONAL COUNSEL ROLE IN THE ENFORCEMENT PROCESS

OIG-09-A-10

Status of Recommendations

Recommendation 1: Develop a new position description and conduct a position evaluation for the dual role Regional Counsel/Enforcement Supervisor position and have headquarters Office of Human Resources verify the evaluation outcome.

Agency Response Dated
September 4, 2009: Enclosed is the new position description (PD) for the Region II Regional Counsel/Enforcement Officer which encompasses the dual role of Regional Counsel/Enforcement Supervisor. As noted by the NRC Form 772A, the position evaluation was conducted by the OHR classification contractor. Also included is a copy of an e-mail indicating the Office of Enforcement concurrence.

OIG Analysis: OIG reviewed a copy of the updated position description, the position evaluation, and documentation indicating that the Office of Human Resources concurred with the evaluation outcome. These agency's actions address the intent of this recommendation. This recommendation is therefore closed.

Status: Closed.

Audit Report

AUDIT OF THE REGIONAL COUNSEL ROLE IN THE ENFORCEMENT PROCESS

OIG-09-A-10

Status of Recommendations

Recommendation 2: Ensure that a dual role holder meets the requirements for the new position.

Agency Response Dated
September 4, 2009:

The Region II (RII) HR Team Leader (TL) assessed the incumbent's background and experience against the qualifications described in the new PD and determined that the incumbent exceeds the requirements of the position. The assessment results were based on the incumbent's education, a J.D. in law from an accredited institution; twenty-three years experience as an attorney in various agency positions; and nine years providing oversight of the RII enforcement and allegations program.

OIG Analysis: Region II's actions to assess the incumbent's background against the new PD address the intent of OIG's recommendation. This recommendation is therefore closed.

Status: Closed.