
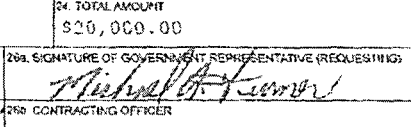


INTERAGENCY AGREEMENT		1. IAA NO. NRC-HQ-11-15-I-0014	PAGE OF 1 2		
2. ORDER NO.		3. REQUISITION NO. NSIR-15-0062	4. SOLICITATION NO.		
5. EFFECTIVE DATE 05/06/2015		6. AWARD DATE 05/06/2015	7. PERIOD OF PERFORMANCE 05/06/2015 TO 05/05/2020		
8. SERVING AGENCY OAK RIDGE OPERATIONS OFFICE ALC: DUNS: +4: US DEPARTMENT OF ENERGY OAK RIDGE NATIONAL LABORATORY SITE OFFICE BUILDING 4500N MS 6269 OAK RIDGE TN 37831-6269  POC: DEBORAH GARLAND, CONTRACTING OFFICER TELEPHONE NO: 865 241-9566		9. DELIVER TO US NUCLEAR REGULATORY COMMISSION ONE WHITE FLINT NORTH 11555 ROCKVILLE PIKE ATTN KEITH EVERLY MAIL STOP ONFN 2015 ROCKVILLE MD 20852-2738			
10. REQUESTING AGENCY ACQUISITION MANAGEMENT DIVISION ALC: 31000001 DUNS: 040535809 +4: US NUCLEAR REGULATORY COMMISSION ONE WHITE FLINT NORTH 11555 ROCKVILLE PIKE ROCKVILLE MD 20852-2738  POC: MICHAEL TURNER TELEPHONE NO: 301-415-6712		11. INVOICE OFFICE US NUCLEAR REGULATORY COMMISSION ONE WHITE FLINT NORTH 11555 ROCKVILLE PIKE MAILSTOP 03-E17A NRCIPACRESOURCENRCGOV ROCKVILLE MD 20852-2738			
12. ISSUING OFFICE US NRC - HQ ACQUISITION MANAGEMENT DIVISION MAIL STOP TWFN-5E03 WASHINGTON DC 20555-0001		13. LEGISLATIVE AUTHORITY Energy Reorganization Act of 1974			
		14. PROJECT ID			
		15. PROJECT TITLE SEE BLOCK 18			
16. ACCOUNTING DATA 2015-X0200-FREBASED-11-11D002-36-5-186-1040-253D					
17. ITEM NO.	18. SUPPLIES/SERVICES	19. QUANTITY	20. UNIT	21. UNIT PRICE	22. AMOUNT
00001	The Nuclear Regulatory Commission (NRC) and the Department of Energy (DOE) Oak Ridge Office (ORO) hereby enter into this Agreement for the project entitled, "FOCI Determinations For NRC Licensees Who Work With Classified Matter"  Master IAA: N/A  Authorized Agreement Ceiling Line Item Ceiling \$238,742.00 Incrementally Funded Amount: \$20,000.00  Continued ...				238,742.00
23. PAYMENT PROVISIONS		24. TOTAL AMOUNT \$20,000.00			
25a. SIGNATURE OF GOVERNMENT REPRESENTATIVE (SERVING)		26a. SIGNATURE OF GOVERNMENT REPRESENTATIVE (REQUESTING)			
					
25b. NAME AND TITLE Deborah L. Garland, Contracting Officer		25c. DATE 5/8/15		26b. CONTRACTING OFFICER MICHAEL A. TURNER	
				26c. DATE 5/6/2015	

TEMPLATE - ADMM01

SUNSI REVIEW COMPLETE

SEP 25 2015

ADMM02

IAAWO  
NRC-HQ-11-15-I-0014

ORDER NO

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OF

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Attachments:

- (1) Statement of Work
- (2) NRC General Terms and Conditions for IAAs

The total amount of award: \$238,742.00. The obligation for this award is shown in box 24.

**STATEMENT OF WORK**

**ATTACHMENT 1**

NRC Agreement Number	NRC Agreement Modification Number	NRC Task Order Number (If Applicable)	NRC Task Order Modification Number (If Applicable)
NRC-HQ-11-15-I-0014			
Project Title: FOCI Determinations For NRC Licensees Who Work With Classified Matter			
Common Cost Center Code	B&R Number	Servicing Agency	
38-5-186-1040	11-38-5-186	Department of Energy	
Principal Investigator (if known):			
<ul style="list-style-type: none"> <li>- Name</li> <li>- Address</li> <li>- Phone</li> <li>- Email</li> </ul>			
NRC Requisitioning Office: Office of Nuclear Security and Incident Response			
NRC Form 187, Contract Security and Classification Requirements			
<input type="checkbox"/> Applicable <input checked="" type="checkbox"/> Not Applicable		<input type="checkbox"/> Involves Proprietary Information <input type="checkbox"/> Involves Sensitive Unclassified	
<input checked="" type="checkbox"/> Non Fee-Recoverable		<input type="checkbox"/> Fee-Recoverable (If checked, complete all applicable sections below)	
Docket Number (If Fee-Recoverable/Applicable)		Inspection Report Number (If Fee Recoverable/Applicable)	
N/A		N/A	
Technical Assignment Control Number (If Fee-Recoverable/Applicable)		Technical Assignment Control Number Description (If Fee-Recoverable/Applicable)	
N/A		N/A	

**1.0 BACKGROUND**

Section 205(c) of the Energy Reorganization Act of 1974 authorizes the U.S. Nuclear Regulatory Commission (NRC) to utilize the research facilities and services of the U.S. Department of Energy (DOE) and other federal agencies to assist the NRC in the conduct of its regulatory mission. On February 24, 1978, the NRC and DOE executed a Memorandum of Understanding (MOU) which established overall management policy for an interagency relationship in the conduct of NRC programs. The MOU was revised and renewed by the NRC and the DOE on November 24, 1998. Currently, DOE ORO performs Foreign Ownership, Control or Influence analysis functions for the NRC on a no cost basis for classified facilities associated with the U.S. Enrichment Corporation

("Memorandum of Understanding between the U.S. Department of Energy and the U.S. Nuclear Regulatory Commission Concerning Foreign Ownership, Control or Influence (FOCI) Determinations Associated with the United States Enrichment Corporation (USEC)," May 21, 1999). NRC, as the cognizant security agency for its licensees, makes all final FOCI determinations.

## **2.0 OBJECTIVE**

The objective of this agreement is for DOE ORO to perform FOCI analysis functions on NRC licensees not related to USEC and to provide in report form information to allow the NRC to render independent FOCI determinations.

## **3.0 SCOPE OF WORK**

DOE ORO must provide all resources necessary to accomplish the tasks and deliverables described in this statement of work (SOW). DOE ORO shall conduct all FOCI investigative reviews of designated NRC licensees and their contractors and shall submit each completed FOCI action to the NRC for final determination. DOE ORO shall also recommend FOCI mitigation methods to the NRC. DOE ORO shall notify the NRC when it becomes aware of any circumstances that could invalidate a previous FOCI analysis or determination.

## **4.0 SPECIFIC TASKS**

### **4.1 – Conduct FOCI Investigative Reviews**

DOE ORO shall review all Standard Form (SF) 328s "Certificate Pertaining to Foreign Interests" and supporting documentation provided by the NRC and shall render a recommended FOCI determination. This determination shall be in the form of a report. The report shall address all the yes answers on the SF 328 Form and recommend mitigation methods to negate any FOCI concerns noted.

### **4.2 - Mitigation**

When a FOCI concern is noted during the course of an investigative review that may pose an undue risk to the national security, DOE ORO shall provide all possible methods of mitigation, e.g. Board Resolution, proxy agreement, etc.

### **4.3 – Notifications**

DOE ORO shall notify the NRC when it becomes aware of any circumstances that could invalidate a previous FOCI analysis or determination.

## 5.0 DELIVERABLES

Task	Deliverable Name	Format	Due Date
4.1	FOCI Report	MS Word document submitted in hard copy	Due to COR within 7 business days of completion of the SF328 review
4.2	Mitigation Report	MS Word document submitted in hard copy	Due to COR within 7 business days of completion of the SF328 review
9.0	Monthly Status Report	MS Word document submitted electronically	Due to the COR by the 20th day of the following month

Acceptance Criteria for all Deliverables: Contains required content

## 6.0 TECHNICAL AND OTHER SPECIAL QUALIFICATIONS REQUIRED

All DOE ORO staff performing work under this agreement shall be trained and experienced in DOE FOCI policies and procedures

## 7.0 MEETINGS AND TRAVEL

N/A

## 8.0 REPORTING REQUIREMENTS

The servicing agency is responsible for structuring the deliverable to follow agency standards. The current agency standard is Microsoft Office Suite 2010. The current agency Portable Document Format (PDF) standard is Adobe Acrobat 9 Professional. Deliverables must be submitted free of spelling and grammatical errors and conform to requirements stated in this section.

### Status Reports

The servicing agency must electronically submit a Status Report monthly to the Contracting Officer Representative (COR) with copies to the Contracting Officer (CO)

and the Office Administration/Acquisition Management Division to Contracts  
POT.Resource@nrc.gov.

The status report must include the following: the full name and address of the performing organization; the job code number and the title of the project; the principal investigator's name and full telephone number; and the project period of performance, the task assignment periods of performance, and the reporting period. Financial information must be provided on each individual task under project job code numbers and by individual task order under basic task order agreements.

A project may be omitted from the performing organization's status report following NRC's determination that all work is completed and that the final cost information is acceptable.

However, the final status report for the project must be included in the performing organization's monthly activities report covering the last month of NRC's fiscal year.

It is acceptable to indicate in the status report that the project was inactive during the reporting period if a previous monthly activities report that contained the latest financial and progress status information is referenced.

As a minimum, the status report must include the following sections:

#### Objective

Provide a brief statement of the performing organization's understanding of the objective(s) of the program/project.

#### Progress During Reporting Period

For each task and/or task order, provide a clear, concise discussion of the work performed during the reporting period. As a minimum, these discussions must include sufficient detail to support the hours and costs reported for the period. Progress reported as "worked on all tasks" is not acceptable. Names and dates of meetings and conference calls must be included. In addition, the current status of each task shall be identified.

### **9.0 PERIOD OF PERFORMANCE**

The estimated period of performance for this agreement is from May 6, 2015 through May 5, 2020

### **10.0 CONTRACTING OFFICER'S REPRESENTATIVE**

The COR monitors all technical aspects of the agreement/task order and assists in its administration. The COR is authorized to perform the following functions: assure that the servicing agency performs the technical requirements of the agreement/task order;

perform inspections necessary in connection with agreement/task order performance; maintain written and oral communications with the servicing agency concerning technical aspects of the agreement/task order; issue written interpretations of technical requirements, including Government drawings, designs, specifications; monitor the servicing agency's performance and notify the servicing agency of any deficiencies; coordinate availability of NRC-furnished material and/or GFP; and provide site entry of servicing agency personnel.

Contracting Officer's Representative

Name: J. Keith Everly, Jr.

Agency: U.S. Nuclear Regulatory Commission

Office: Office of Nuclear Security and Incident Response

Mail Stop: O-2D-15

Washington, DC 20555-0001

E-Mail: jkeith.everly@nrc.gov

Phone: 301-415-7048

**11.0 MATERIALS REQUIRED (TYPE N/A IF NOT APPLICABLE)**

As specified in Task 4.1

**12.0 NRC-FURNISHED PROPERTY/MATERIALS (TYPE N/A IF NOT APPLICABLE)**

As specified in Task 4.1

**13.0 RESEARCH QUALITY (TYPE N/A IF NOT APPLICABLE)**

N/A

**14.0 STANDARDS FOR CONTRACTORS WHO PREPARE NUREG-SERIES  
MANUSCRIPTS (TYPE N/A IF NOT APPLICABLE)**

N/A

**15.0 OTHER CONSIDERATIONS (TYPE N/A IF NOT APPLICABLE)**

N/A