

1. CONTRACT (Proc. Inst. Ident.) NO. **NRC-02-80-054** 2. EFFECTIVE DATE **4/7/80** 3. REQUISITION/PURCHASE REQUEST/PROJECT NO. **RFFA-02-80-054** 4. CERTIFIED FOR NATIONAL DEFENSE UNDER BDSA REG. 2 AND/OR DMS REG. 1. RATING

5. ISSUED BY **U. S. Nuclear Regulatory Commission
 Division of Contracts
 Washington, D. C. 20555** 6. ADMINISTERED BY (If other than block 5) 7. DELIVERY FOB DESTINATION OTHER (See below)

8. CONTRACTOR NAME AND ADDRESS **RESOLVE
 360 Bryant St.
 Palo Alto, CA. 94301** 9. DISCOUNT FOR PROMPT PAYMENT 10. SUBMIT INVOICES (4 copies unless otherwise specified) TO ADDRESS SHOWN IN BLOCK 12

11. SHIP TO/MARK FOR **U. S. Nuclear Regulatory Commission
 Licensing Process and Integration Br.
 ATTN: Robert D. MacDougall
 Washington, D. C. 20555** 12. PAYMENT WILL BE MADE BY **U. S. Nuclear Regulatory Commission
 Office of the Controller
 Washington, D. C. 20555**

13. THIS PROCUREMENT WAS ADVERTISED NEGOTIATED, PURSUANT TO 10 U.S.C. 2304 (a)(1) 41 U.S.C. 252 (c)(3)

14. ACCOUNTING AND APPROPRIATION DATA: **50-19-03-01 B-5948-0 \$7500.00**

15. ITEM NO.	16. SUPPLIES/ SERVICES	17. QUANTITY	18. UNIT	19. UNIT PRICE	20. AMOUNT
	HIGH LEVEL WASTE POLICY WORKSHOP				

21. TOTAL AMOUNT OF CONTRACT **\$ 7500.00**

CONTRACTING OFFICER WILL COMPLETE BLOCK 22 OR 26 AS APPLICABLE

22. CONTRACTOR'S NEGOTIATED AGREEMENT (Contractor to sign this document and return 3 copies to issuing office). Contractor agrees to furnish and deliver all items or parts in all the quantities set forth or otherwise identified above and on any continuation sheets for the consideration stated herein. The rights and obligations of the parties to this contract shall be those set forth and governed by the following documents: (a) this award/contract; (b) the solicitation, if any; and (c) such provisions, representations, warranties, and specifications, as are attached to, incorporated by reference to, or stated herein. **Barbara Vaughn**

26. AWARD (Contractor is not required to sign this document.) Your offer on Solicitation Number _____, including the additions or changes made by you which additions or changes are set forth in full above, is hereby accepted as to the items listed above and on any continuation sheets. This award consummates the contract which consists of the following documents: (a) the Government's solicitation and your offer, and (b) this award/contract. No further contractual document is necessary.

23. NAME OF CONTRACTOR BY **Barbara Vaughn** (Signature of person authorized to sign) 27. UNITED STATES OF AMERICA BY **M. J. Mattia** (Signature of Contracting Officer)

24. NAME AND TITLE OF SIGNER (Type or print) **Barbara Vaughn, Staff Assistant** 25. DATE SIGNED **7/5/80** 28. NAME OF CONTRACTING OFFICER (Type or print) **Mary Jo Mattia** 29. DATE SIGNED **4/7/80**

ARTICLE I - STATEMENT OF WORK

The Contractor shall conduct a workshop on High Level Waste Policy in accordance with the attached statement of work.

ARTICLE II - PERIOD OF PERFORMANCE

The period of performance with respect to this contract shall commence April 7, 1980 and all work shall be completed June 9, 1980.

ARTICLE III - CONSIDERATION

In full consideration of the contractor's performance hereunder NRC shall pay the contractor the fixed amount of \$7500.00

ARTICLE IV- OBLIGATION

The amount presently obligated by the NRC with respect to this contract is \$7500.00

ARTICLE V - PAYMENT

Payment shall be made in accordance with Clause 2 of the General Provision entitled "Payment" as soon as practicable after completion and acceptance of all work, upon submission by the Contractor of voucher(s) in a form satisfactory to the Contracting Officer; provided, however, the said payment(s) shall not be deemed to prejudice any rights which the Government may have by law or under other provisions of this contract.

ARTICLE VI - SPECIAL PROVISIONS

VI.1 CONTRACTING OFFICER'S AUTHORIZED REPRESENTATIVE (COAR)

Performance of the work hereunder shall be subject to the technical instructions issued by the U. S. Nuclear Regulatory Commission. The technical instructions shall be signed by the COAR.

The COAR is responsible for:

- (1) monitoring the Contractor's technical progress, including the surveillance and assessment of performance and recommending to the Contracting Officer changes in requirement;

- (2) interpreting the statement of work;
- (3) performing technical evaluation as required;
- (4) performing technical inspections and acceptances required by this contract; and
- (5) assisting the Contractor in the resolution of technical problems encountered during performance.

Within the purview of this authority, the COAR is authorized to approve payment vouchers for supplies/services required under the contract. The Contracting Officer is responsible for directing or negotiating any changes in terms, conditions, or amounts cited in the contract.

For guidance from the COAR to the Contractor to be valid, it must:

- (1) be consistent with the description of work set forth in this contract;
- (2) not constitute new assignment of work or change of the expressed terms, conditions, or specifications incorporated into this contract;
- (3) not constitute a basis for any increase in the contract price.
- (4) not constitute a basis for extension to the period of performance or contract delivery schedule.

If the Contract receives guidance from the COAR which the Contractor feels is not valid under the criteria cited above, the Contract shall immediately notify the COAR. If the COAR and the Contract are not able to resolve the questions within five days, the Contract shall notify the Contracting Officer.

VI.2 GOVERNMENT FURNISHED PROPERTY

Within 24 hours of contract award, the NRC Project Manager shall furnish the contractor copies of proposed 10 CFR 60.

VI.3 KEY PERSONNEL

The following contractor staff are considered essential to the performance of the work described above:

John Busterad, President, RESOLVE
Barbara Vaughn, Project Coordinator

VI.4 INSPECTION AND ACCEPTANCE

Acceptance of the services and reports to be delivered herein will be made by COAR.

VI.5 DISSEMINATION OF CONTRACT INFORMATION

The Contractor shall publish, permit to be published or distribute for public consumption any information, oral or written concerning the results or conclusions made pursuant to the performance of this contract without the prior written consent of the Contracting Officer. (Two copies of any material proposed to be published or distributed shall be submitted to the Contracting Officer.)

ARTICLE VII - GENERAL PROVISIONS

This contract is subject to the Fixed Price Research and Development Contracts under \$10,000, General Provisions dated November 14, 1977, which incorporated the FPR Changes and additions and NRC additions, attached hereto and made a part herof FPR.

Clause 14 - "Patent Rights" is deleted in its entirety

STATEMENT OF WORKRESOLVE HIGH-LEVEL WASTE POLICY WORKSHOP

FIN: B6948-0

B&R: 50-19-03-01

1.0 Background

The U.S. Nuclear Regulatory Commission (NRC) is currently considering comments on its proposed 10 CFR Part 60 procedural regulation on the licensing of high-level radioactive waste. This proposed regulation was published in the Federal Register on December 6, 1979, about a week after the first meeting of the group convened under the auspices of RESOLVE, the Center for Environmental Conflict Resolution, to discuss the high-level waste management decision-making process. This group, composed of leading thinkers and spokesmen from the nuclear industry, utilities, intervenor groups, academia, state government, and federal agencies (see Enclosure 3), identified several questions concerning the high-level waste management decision-making process, and RESOLVE is planning to follow-up efforts to produce a consensus from the group on recommendations for resolving the policy questions identified. As part of that effort, RESOLVE has agreed to consider how implementation of the proposed procedural requirements might serve as a vehicle for resolving some of the issues identified at the December meeting. Such consideration would be extremely useful to the NRC staff as it deliberates further on achieving best effective and meaningful participation by state/local government, the public, and other parties interested in HLW repositories. In the statement of consideration accompanying the proposed rule, the Commission stated that it intended to provide further guidance to assist the states in planning for such participation.

On February 21 and 22, 1980, RESOLVE hosted a second, smaller workshop to develop a set of response options for the original plenary group's consideration at a final meeting to be held April 7-9, 1980. RESOLVE staff are willing to include the proposed Part 60 rule as one of these options, and NRC will provide an appropriate official to familiarize plenary group members with 10CFR60's policy implications in light of the questions identified at the December meeting. Following discussion and the development of recommendations from the options presented, RESOLVE intends to publish these recommendations for general distribution as a consensus of the diverse interests affected. Included among these recommendations would be a discussion of how implementation of 10 CFR Part 60 would affect these options.

2.0 Work Required

Task 1: Document Dissemination. The contractor shall mail copies of the NRC 10CFR60 proposed high-level waste management procedural rule as published in the Federal Register December 6, 1979, to all attending members of the plenary group sufficiently in advance of the April 7-9 meeting to provide an opportunity for review and the development of comments for discussion at the meeting.

The contractor shall also furnish to the same members copies of the questions listed below to be considered for their consideration during the review and development of comments prior to the meeting. Such questions shall guide the discussion of the proposed Part 60 regulation.

Task 2: Plenary Group Meeting. The contractor shall arrange for a meeting in April 1980, inviting at a minimum the persons listed in Enclosure 3. The meeting shall include a discussion of the proposed Part 60 procedural rule to provide recommendations on how to best implement the procedural opportunities for addressing state and local concerns and involving interested members of the public. The contractor shall also focus the group's discussion of the proposed rule specifically on the following questions selected from those developed at the December meeting:

1. How can state/federal/local relationships be improved?
2. How can decisions be made so that the public will believe decisions have been made well?
3. What kind of regulatory process can we expect?
4. What kind of system will work to represent the public? What should agencies do? (mechanisms)
5. How do you get facts on the table?
6. How can we develop a comprehensive federal program for radioactive waste (roles, responsibilities, authorities of all agencies)?

In guiding the group's discussion of these questions in relation to proposed 10CFR60 as a response to each of these questions, the contractor shall ask the group to consider to what extent would implementation of the licensing procedures of 10CFR60 resolve this issue.

Task 3: Discussion Documentation. The contractor shall document the proceedings of the plenary group meeting with respect to the proposed 10CFR60 through the use of a tape recorder or stenographer, to assure an accurate, factual record of the proceedings. A tape or written transcript of the portion or portions concerning 10CFR60 or NRC licensing policy shall be delivered to the Project Manager within 40 working days of the meeting.

Task 4: Draft Report. Within 40 working days after the conclusion of the plenary group meeting, the contractor shall provide draft copies of the comprehensive report on the plenary group recommendations to the following persons:

Robert D. MacDougall, NRC Project Manager, Licensing Process and Integration Branch, Office of Nuclear Material Safety and Safeguards (1 copy)

Michael J. Bell, Chief, High-Level Waste Technical Development Branch, Office of Nuclear Material Safety and Safeguards (1 copy)

I. Craig Roberts, Assistant Director for Siting Standards, Office of Standards Development (1 copy)

Office Director, Office of Nuclear Material Safety and Safeguards (ATTN: Program Support Branch) (1 copy)

Joyce Perlman, Assistant Chief, Small Purchases Section, Office of Administration (1 copy)

These draft copies shall note portions relevant to proposed 10CFR60 and NRC high-level waste licensing policy. The NRC Project Manager shall review the draft report and provide the contractor with written NRC staff comments within 10 working days of receipt of the draft report.

Task 5: Final Report. Within 10 days after receiving NRC staff comments on the draft report, but no later than 60 days after the conclusion of the plenary group meeting, the contractor shall provide five copies of the revised final report according to the same distribution specified in Task 4 above. Pursuant to staff comments provided by the Project Manager on the draft report, and according to the aforementioned tape or transcript, the final report shall contain revisions to correct factual inaccuracies and/or incorporate plenary group discussions and recommendations omitted from the draft report. Prior to publication of the final report, such revisions shall be verified with the Project Manager as consistent with the tape or written transcript, and shall be approved by the appropriate plenary group members charged by the group to review and approve the final version of the report.

3.0 NRC Furnished Material

Within 24 hours of contract award, the NRC Project Manager shall furnish the contractor copies of proposed 10CFR60. NRC shall also provide an appropriate official to discuss NRC high-level waste management licensing policy and brief group members on the proposed rule. NRC staff shall provide comments on the draft report according to the provisions of Task 4 above in sufficient time to permit the drafting, review, and approval of revisions without additional delay in the contractor's projected timetable for publication of the final report.