

NOTATION VOTE
RESPONSE SHEET

RELEASED TO THE PDR
2/24/94
date initial

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION
FROM: COMMISSIONER DE PLANQUE
SUBJECT: SECY-93-280 - ENVIRONMENTAL PROTECTION
AGENCY'S REQUEST TO UTILIZE TECHNICAL
ASSISTANCE SUPPORT FROM THE NUCLEAR REGULATORY
COMMISSION'S FEDERALLY FUNDED RESEARCH AND
DEVELOPMENT CENTER, THE CENTER FOR NUCLEAR
WASTE REGULATORY ANALYSES - REFERENCE
SECY-92-207 AND MEMORANDA OF JULY 10, 1992

APPROVED (w/comment) DISAPPROVED _____ ABSTAIN _____
NOT PARTICIPATING _____ REQUEST DISCUSSION _____

COMMENTS:

See attached comments.

280057

9403040265 931207
PDR COMMS NRCC
CORRESPONDENCE PDR

E. Gail de Planque
SIGNATURE

RELEASE VOTE

December 7, 1993
DATE

WITHHOLD VOTE

ENTERED ON "AS" YES No _____

DF02

Commissioner de Planque's Comments on SECY-93-280

I approve the Environmental Protection Agency's request to use the Center for Nuclear Waste Regulatory Analyses (CNWRA) to support its high level waste activities for the Waste Isolation Pilot Plant subject to the following. First, areas of work that clearly will involve a conflict of interest should not be included. Second, areas of work that are better characterized as being in the gray area, should be carried out under contingencies that eliminate future conflicts of interest by essentially constructing a Chinese wall, e.g. the work should be performed by subcontractors or additional staff brought on to do this work. Third, if there is work in the interest of both agencies, that will clearly not present a conflict of interest, then applicable contingencies would be those expressed in items 2 and 3 on page 8 of the paper. Contingency number 4 (the agreement defining procedures to be followed in resolving potential interagency conflicts arising from use of Center staff) on page 8 should be developed in such a way as to apply to all of the above. All of these constraints may well render it unlikely that any benefits (such as those outlined in the paper) will accrue to the NRC. However, I give my approval simply in the spirit of interagency cooperation.