

NOTATION VOTE

RESPONSE SHEET

RELEASED TO THE PDR
3/23/94
Date initials

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION
FROM: COMMISSIONER REMICK
SUBJECT: SECY-94-011 - MANAGEMENT DIRECTIVE ON USE OF COMMON PERFORMANCE INDICATORS IN REVIEW OF THE AGREEMENT STATE AND REGIONAL MATERIALS PROGRAMS

APPROVED X ^{In part} DISAPPROVED X ^{In part w/ comment} ABSTAIN _____

NOT PARTICIPATING _____ REQUEST DISCUSSION _____

COMMENTS:

9403290228 940225
PDR COMMS NRCC
CORRESPONDENCE PDR

[Signature]
SIGNATURE

RELEASE VOTE IXI

25 Feb 94
DATE

WITHHOLD VOTE

ENTERED ON "AS" YES ✓ No _____

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Commissioner Remick's Comments on SECY-94-011:

I approve the staff's proposal subject to the following:

1. I agree with the comments of Commissioner de Planque, with the following additional comments shown below.
2. The five programmatic indicators are appropriate common indicators for reviewing the adequacy of the Agreement States and regional materials programs. However, the five operational indicators are not appropriate indicators for determining the performance of a regulatory program, and may have little to do with quality of the regulatory program. The operational indicators should not be defined as part of performance indicators, but should be called operational data.
3. The staff in consultation with the Office of General Counsel (OGC) should consider the feasibility of having an Agreement State representative to observe the Management Review Board (MRB) meetings in a manner similar to NRC observation of National Academy for Nuclear Training Accreditation Board meetings*. Such an opportunity for observation would enhance openness, interaction and cooperation between NRC and the Agreement States.
4. Section 274j of the Atomic Energy Act (AEA) indicates that "The Commission shall periodically review such agreement" In SECY-94-011 and in the accompanying Management Directive 5.6, the staff vacillates between the terms "review", "evaluate", "examine", and "assess". It would be helpful if at an early point in SECY-94-011 and Management Directive the staff were to indicate that the terms will be used interchangeably.

*It should be noted that NRC observers are precluded from the executive (voting) session of the Accreditation Board.