

DETERMINATIONS AND FINDINGS
NONAPPLICABILITY OF THE PRIVACY ACT (P.L. 93-573)

I hereby find that:

1. The Nuclear Regulatory Commission proposes to enter into a contract with: competitive

for: analysis of safeguards needs for transport of high level waste

2. The proposed procurement will not provide for the contractor to maintain a system of records on individuals on behalf of NRC because (check one):

☒ a. No information on individuals is to be maintained under the contract. The contract provides for a study effort as identified above.

☐ b. The contract provides for the performance of work involving specified personnel which will require the contractor to maintain information on individuals. However, no "system of records" as defined by the Privacy Act will be maintained by the contractor to accomplish an agency function. No information on individuals maintained by the contractor is to be transferred at any time to any person, organization or governmental unit, including the NRC, in any form in which the individual is identified by name, identifying number, symbol, or other identifying particular.

I hereby determine that:

On the basis of the above findings, the proposed contract does not provide for the operation by or on behalf of the agency of a system of records to accomplish an agency function in accordance with subsection (m) of the Privacy Act and, therefore, is not subject to the requirements of the Privacy Act

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PDR FOIA
MILLAR84-682 PDR

Frank M. Luper 11-5-80
Contract Specialist Date

D. Dougherty 11-7-80
Contracting Officer Date

B-14

U.S. NUCLEAR REGULATORY COMMISSION

NRC Form
SMALL BUSINESS/LABOR SURPLUS SET/ASIDE REVIEW

CONTRACT/DR Number
RFP No. RS-NMS-81-030

ITEM TITLE/DESCRIPTION

Analysis of Safeguards Needs for Transport of High Level Waste

PROGRAM OFFICE: Division of Safeguards/NMSS

SB/LS PARTICIPATION WAS CONSIDERED IN THE PREPARATION OF THIS PROCUREMENT ITEM AND FOLLOWING IS RECOMMENDED (Program Officer and Contract Specialist/Procurement Agent)

- ☐ Small Business Set-Aside _____ % \$ _____
- ☐ Labor Surplus Set-Aside _____ % \$ _____
- ☐ SBA Section 8(a) Procurement
- ☒ Set-Aside Action Not Recommended

NAME AND LOCATION OF PROPOSED SOURCE: (If Sole Source)

- ☐ Small Business
- ☐ Labor Surplus Firm
- ☐ Minority
- ☐ Other

SET-ASIDE NOT FEASIBLE BECAUSE:

- ☒ No Reasonable Expectation of Receiving Sufficient Offers from SB/LS Firms to Assure Award* A related sources sought CBD announcement under contract No. NRC-02-79-035 for performance of a study to determine safeguards requirements for high-level waste repositories for alternate fuel cycles was issued on 10/3/79. Six qualification proposals were received; two were acceptable but do not justify a SB/LS set aside.
- ☐ Procurement is for Completion or Within-Scope Expansion of Current Contract*
- ☐ Funding of Unsolicited Proposal
- ☐ Sole Source Award

*Explanation Required

EXPLANATION/ADDITIONAL COMMENT (Use additional paper if necessary)

CONTRACTING OFFICER/BRANCH CHIEF'S ACTION

- ☒ Set-Aside Not Initiated
- ☐ Set-Aside Feasible

- ☐ Other Actions (properly noted) Have Been Taken

D. J. Dougherty
D. J. Dougherty 11/1/80
SIGNATURE DATE

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