



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

January 23, 1986

MEMORANDUM FOR: Jack Roe
Deputy Executive Director for Operations

FROM: Paul Bollwerk, OGC *PB*

SUBJECT: POSTEMPLOYMENT RESTRICTIONS ON FORMER NRC
EMPLOYEES WORKING FOR TVA

The attached letter from the Office of Government Ethics (OGE) responds to a question we raised about the application of the postemployment conflict of interest provisions of 18 U.S.C. § 207 to former NRC employees who go to work for TVA. As the letter indicates, because TVA is considered to be a government agency, there is no statutory bar to a former NRC employee acting as a representative for TVA in matters before the NRC. Nonetheless, as the letter also states, in the interest of good government, TVA should exercise sensitivity to the assignments it makes when its position before the NRC is the same as that of a public utility to avoid situations that would otherwise be precluded by section 207 if it were applicable.

It is our understanding that TVA is aware of this advice and will abide by it. Nonetheless, we would ask that the OGE letter be circulated to appropriate staff offices along with a request that questionable situations involving representation of TVA by former NRC employees be brought to our attention so we can provide advice on whether the circumstances warrant further discussion with TVA.

Attachment:
OGE Letter