

October 17, 1997

SECY-97-241

FOR: The Commissioners

FROM: L. Joseph Callan /s/  
Executive Director for Operations

SUBJECT: REDELEGATION OF AUTHORITY

PURPOSE:

To request Commission approval to allow redelegation of my authority granted by the Commission under Section 145b of the Atomic Energy Act of 1954, as amended (AEA). Under this authority, I may approve the employment of an individual before the completion of a security investigation and report.

CATEGORY:

This is a minor policy issue requiring Commission consideration.

BACKGROUND:

Pursuant to a Commission vote on December 21, 1978, the Executive Director for Operations (EDO) was authorized to approve the employment of an individual before the completion of the security investigation and report required by Section 145b of the AEA as long as the individual was not permitted access to Restricted Data or National Security Information. The Commission required that this authority be exercised only upon an affirmative recommendation from the Director, Division of Security, and a clear showing of need from the requesting organization. The Commission further stipulated that this authority not be redelegated.

CONTACT:

Raymond J. Brady, ADM  
415-8100

DISCUSSION:

Inasmuch as the recently created position of Deputy Executive Director for Management Services (DEDM) now oversees both the Division of Facilities and Security (DFS) and the Office of Human Resources, it is appropriate that the DEDM be delegated the authority to approve employment requests pursuant to Section 145b of the AEA. This action is consistent with my goal to delegate authority for all personnel and security-related functions to the DEDM. I have recently delegated to the DEDM the personnel security program responsibilities of the Senior Level Official under Executive Order 12968, "Access to Classified Information" (Attachment). The DEDM would not have redelegation authority for this function.

RECOMMENDATION:

That the Commission:

Authorize the EDO to redelegate to the DEDM the authority to approve the employment of an individual before completion of the investigation and report required by Section 145b of the AEA. This authority does not permit an individual to have access to Restricted Data or National Security Information.

Note:

- a. Approval under Section 145b of the AEA will be granted only upon receipt of an affirmative recommendation from the Director, DFS, and a clear showing of need by the requesting organization.
- b. This authority may not be redelegated.
- c. The Office of the General Counsel has no legal objection to the recommended action.

L. Joseph Callan  
Executive Director  
for Operations

Attachment: E.O. 12968 Delegation

DISCUSSION:

Inasmuch as the recently created position of Deputy Executive Director for Management Services (DEDM) now oversees both the Division of Facilities and Security (DFS) and the Office of Human Resources, it is appropriate that the DEDM be delegated the authority to approve employment requests pursuant to Section 145b of the AEA. This action is consistent with my goal to delegate authority for all personnel and security-related functions to the DEDM. I have recently delegated to the DEDM the personnel security program responsibilities of the Senior Level Official under Executive Order 12968, "Access to Classified Information" (Attachment). The DEDM would not have redelegation authority for this function.

RECOMMENDATION:

That the Commission:

Authorize the EDO to redelegate to the DEDM the authority to approve the employment of an individual before completion of the investigation and report required by Section 145b of the AEA. This authority does not permit an individual to have access to Restricted Data or National Security Information.

Note:

- a. Approval under Section 145b of the AEA will be granted only upon receipt of an affirmative recommendation from the Director, DFS, and a clear showing of need by the requesting organization.
- b. This authority may not be redelegated.
- c. The Office of the General Counsel has no legal objection to the recommended action.

L. Joseph Callan  
Executive Director

Attachment: E.O. 12968 Delegation

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\*SEE PREVIOUS CONCURRENCE SHEET

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