

June 19, 2001

COMMISSION VOTING RECORD

DECISION ITEM: SECY-01-0081

TITLE: PROPOSED LICENSE TO EXPORT URANIUM
OXIDE REFERENCE MATERIALS TO UKRAINE
FOR USE AS CALIBRATION STANDARDS FOR
SAFEGUARDS VERIFICATION
MEASUREMENTS (APPLICATION NO.
XSNM03174)

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of June 19, 2001.

This Record contains a summary of voting on this matter together with the individual vote sheets, views and comments of the Commission.

Annette L. Vietti-Cook
Secretary of the Commission

Attachments:

1. Voting Summary
2. Commissioner Vote Sheets

cc: Chairman Meserve
 Commissioner Dicus
 Commissioner Diaz
 Commissioner McGaffigan
 Commissioner Merrifield
 OIP
 OGC
 PDR

VOTING SUMMARY - SECY-01-0081

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. MESERVE	X				X	5/26/01
COMR. DICUS	X					6/5/01
COMR. DIAZ	X					5/30/01
COMR. McGAFFIGAN	X					5/9/01
COMR. MERRIFIELD	X					5/22/01

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation and some provided additional comments. Subsequently, the comments of the Commission were incorporated into the guidance to staff as reflected in the SRM issued on June 19, 2001.

Commissioner Comments on SECY-01-0081

Chairman Meserve

I approve the export license, noting that it is the first such request under the U.S.-Ukraine Agreement for Peaceful Nuclear Cooperation.

Because this is the first export request under the Section 123 Agreement, the Commission would have benefitted from a detailed analysis to support the Executive Branch's recommendation that the license be approved. This was not the case here, particularly with regard to demonstration of compliance with Criterion 3 of Section 127 of the Atomic Energy Act concerning physical protection. In this instance, additional information was subsequently made available by staff to the Commission to allow for an informed determination. In the future, staff should work with the Executive Branch to encourage more thorough assessments of the adequacy of physical protection in recipient states in connection with export license requests. This is particularly important in light of the potential for illicit trafficking in nuclear materials in countries of the former Soviet Union.