

May 19, 2004

COMMISSION VOTING RECORD

DECISION ITEM:      SECY-04-0076

TITLE:                DEPARTMENT OF VETERANS AFFAIRS (DVA)  
                          IMPLEMENTATION OF ITS MASTER MATERIALS  
                          LICENSE (MML)

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of May 19, 2004.

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

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Annette L. Vietti-Cook  
Secretary of the Commission

Attachments:

1. Voting Summary
2. Commissioner Vote Sheets

cc:      Chairman Diaz  
          Commissioner McGaffigan  
          Commissioner Merrifield  
          OGC  
          EDO  
          PDR

VOTING SUMMARY - SECY-04-0076

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. DIAZ	X				X	5/17/04
COMR. McGAFFIGAN	X					5/11/04
COMR. MERRIFIELD	X				X	5/11/04

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 May 19, 2004.

## **Commissioner Comments on SECY-04-0076**

### Chairman Diaz

I approve the staff recommended Option 2 where NRC would conduct annual reviews of the Department of Veterans Affairs' (DVA) continued implementation of its Master Materials License. The staff may use its discretion, without Commission consultation, to implement the standard review frequency based on continued good performance of the DVA's MML oversight program.

### Commissioner Merrifield

I approve the staff's recommended option 2 in SECY-04-0076, Department of Veterans Affairs (DVA) Implementation of its Master Materials License (MML). When the DVA's MML was first issued, the Commission directed increased oversight by staff over at least a two year period. Staff was to conduct this oversight through semiannual inspections. Staff has conducted two inspections, and the DVA has performed well. I acknowledge DVA's good performance, but still believe increased oversight is necessary for this relatively new program and am not ready, at this time, to approve the standard biannual review done for other MMLs. The staff proposes to go to an annual review cycle for now with future recommendations for oversight based on DVA's performance. I accept the staff recommendation.