

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001



SECRETARY

August 22, 2007

COMMISSION VOTING RECORD

DECISION ITEM: SECY-07-0118

TITLE: STATUS REPORT ON THE PROGRESS OF THE G-8
COUNTRIES IN IMPLEMENTING THE IAEA CODE OF
CONDUCT (SRM-M050602A)

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of August 22, 2007.

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

A handwritten signature in cursive script, reading "Annette L. Vietti-Cook".

Annette L. Vietti-Cook
Secretary of the Commission

Attachments:

1. Voting Summary
2. Commissioner Vote Sheets

cc: Chairman Klein
Commissioner McGaffigan
Commissioner Jaczko
Commissioner Lyons
OGC
EDO
PDR

VOTING SUMMARY - SECY-07-0118

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. KLEIN	X				X	8/09/07
COMR. McGAFFIGAN	X				X	7/19/07
COMR. JACZKO	X				X	7/25/07
COMR. LYONS	X				X	7/24/07

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation and all Commissioners provided some additional comments. Subsequently, the comments of the Commission were incorporated into the guidance to staff as reflected in the SRM issued on August 22, 2007.

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: CHAIRMAN KLEIN
SUBJECT: SECY-07-0118 - STATUS REPORT ON THE
PROGRESS OF THE G-8 COUNTRIES IN
IMPLEMENTING THE IAEA CODE OF CONDUCT
(SRM-M050602A)

Approved X Disapproved _____ Abstain _____

Not Participating _____

COMMENTS: Below X Attached _____ None _____

I approve the staff's recommendation that no further periodic updates on the G-8 countries' Code of Conduct implementation status be required from the staff. Also, I support Commissioner McGaffigan's proposal that the Office of International Programs should obtain information on other nations' Code implementation that can serve as benchmarks to inform the efforts of the Office of Federal and State Materials and Environmental Management Programs to improve the NRC's byproduct materials licensing and oversight programs.



SIGNATURE

8 / 9 / 2007

DATE

Entered on "STARS" Yes No

NOTATION VOTE

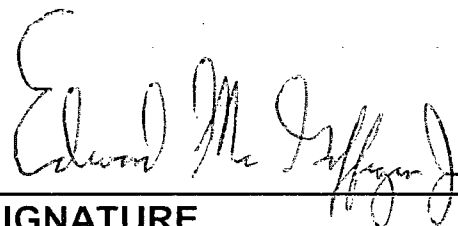
RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: COMMISSIONER MCGAFFIGAN
SUBJECT: SECY-07-0118 - STATUS REPORT ON THE
PROGRESS OF THE G-8 COUNTRIES IN
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(SRM-M050602A)

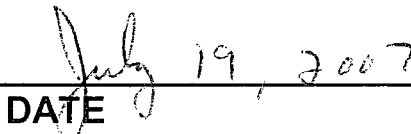
Approved Disapproved Abstain

Not Participating

COMMENTS: Below Attached None



SIGNATURE

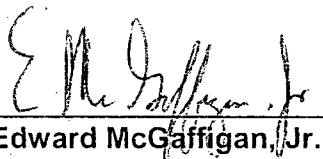


DATE

Commissioner McGaffigan's Comments on SECY-07-0118

I approve the end of periodic status reports on the progress of the G-8 countries in implementing the IAEA Code of Conduct. But I am concerned that we have no information about other countries' implementation dates or their methods of implementation. I think NRC needs particularly the latter information and any substantial differences with NRC, in order to benchmark our programs and potentially improve them.

For example, as part of the Commission's decisions next year on whether to expand the National Source Tracking System to Category 3 sources and whether to expand specific licensing to Category 3.5 sources, it would be useful to know international practices and international benchmarks. Therefore, I support the termination of this reporting requirement, but believe the Office of International Programs should support the Office of State and Federal Materials and Environmental Management Program's efforts to improve NRC's byproduct materials licensing and oversight programs by obtaining information on other nations' Code implementation to serve as benchmarks for the NRC effort.


Edward McGaffigan, Jr. 7/19/07
/ (Date)

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: COMMISSIONER JACZKO
SUBJECT: SECY-07-0118 - STATUS REPORT ON THE
PROGRESS OF THE G-8 COUNTRIES IN
IMPLEMENTING THE IAEA CODE OF CONDUCT
(SRM-M050602A)

Approved X Disapproved _____ Abstain _____

Not Participating _____

COMMENTS: Below _____ Attached X None _____



SIGNATURE

7/25/07

DATE

Entered on "STARS" Yes X No _____

**Commissioner Jaczko's Comments on SECY-07-0118
Status Report on the Progress of the G-8 Countries in
Implementing the IAEA Code of Conduct**

I approve of the staff's recommendation to discontinue the periodic updates on the G-8 countries' implementation of the Code of Conduct on the Safety and Security of Radioactive Sources, including the import/export guidance. I agree with the staff that these updates are no longer needed because the staff will be closely monitoring how other countries implement the Code. Additionally, as directed by the Commission in the Staff Requirements Memorandum for SECY-06-0171, "Analysis of 10 CRFR Part 110, Appendix P Implementation Issues," the staff was directed to keep the Commission informed of "methods and opportunities to achieve greater and more uniform adoption of the provisions of the Code of conduct by other countries." I look forward to seeing the staff's comprehensive review and analysis of other countries implementation of the Code of Conduct, including any recommendations the staff may have for enhancing the agency's approach its implementing.



Gregory B. Jaczko

7/25/07
Date

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: COMMISSIONER LYONS

SUBJECT: SECY-07-0118 - STATUS REPORT ON THE
PROGRESS OF THE G-8 COUNTRIES IN
IMPLEMENTING THE IAEA CODE OF CONDUCT
(SRM-M050602A)

Approved Disapproved _____ Abstain _____

Not Participating _____

COMMENTS: Below _____ Attached None _____



SIGNATURE


7/24/07

DATE

Entered on "STARS" Yes No _____

Commissioner Lyons' Comments on SECY-07-0118

I agree with the staff's recommendation that no further periodic updates on the G-8 countries' implementation status be required from the staff. I also support Commissioner McGaffigan's request for staff to inform NRC's byproduct materials licensing and oversight programs by obtaining information on other nations' Code implementation to serve as benchmarks for the NRC effort.


Peter B. Lyons 7/24/07
Date