

REQUEST FOR BOARD ACTION BY A BOARD MEMBER

Requester: _____Joyce Connery_____ September 26, 2017

Brief description of Requested Action: To issue the Technical Report on Flammable Gas and Criticality Hazards at the Waste Treatment and Immobilization Plant with the attached cover letter omitting the reporting requirement. If this RFBA is approved, the new cover letter and original Tech Report would be put into Blue Folder for Board vote.

Justification: The transmittal of the aforementioned Technical Report did not receive the requisite number of votes. Two of those votes indicated that the sole objection to the transmittal of the document was due to the existence of a reporting requirement in the text of the transmittal letter. In order to provide this important and timely information to the Department of Energy, I am willing to support a cover letter that does not require a reporting requirement and will request a briefing at an appropriate time in the future to be voted on separately.

Attachments (init) 1 (included clean version of any proposed document or modified document)

Summarize any time sensitive considerations:

Requestor signature ___on file_____ September 26, 2017

Executive secretary ___on file_____ September 26, 2017

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICPATING	COMMENT	DATE
Joyce L. Connery	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Jessie H. Roberson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Sean Sullivan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Daniel J. Santos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Bruce Hamilton	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Final Disposition Summary						

Executive Secretary signature _____ [Click here to enter a date.](#)

Sean Sullivan, Chairman
Bruce Hamilton, Vice Chairman
Jessie H. Roberson
Daniel J. Santos
Joyce L. Connery

**DEFENSE NUCLEAR FACILITIES
SAFETY BOARD**

Washington, DC 20004-2901



Mr. James Owendoff
Acting Assistant Secretary for
Environmental Management
U.S. Department of Energy
1000 Independence Avenue, SW
Washington, DC 20585-1000

Dear Mr. Owendoff:

The enclosed Defense Nuclear Facilities Safety Board Technical Report is provided for your information and use. It provides an analysis of the Department of Energy's proposed control strategies to address safety issues associated with flammable gas and criticality hazards in the Pretreatment Facility at the Waste Treatment and Immobilization Plant.

Sincerely,

Sean Sullivan
Chairman

Enclosure

c: Mr. Joe Olencz

AFFIRMATION OF BOARD VOTING RECORD

SUBJECT: RFBA by Board Member Connery to Issue the WTP Tech Report with a new cover letter

Doc Control#2017-100-086

The Board, with Board Member(s) Sean Sullivan, Bruce Hamilton, Joyce L. Connery *approving*, Board Member(s) Jessie H. Roberson *disapproving*, Board Member(s) none *abstaining*, and Board Member(s) Daniel J. Santos *not participating*, have voted to approve the above document on September 28, 2017.

The votes were recorded as:

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIPATING*	COMMENT	DATE
Sean Sullivan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	09/27/17
Bruce Hamilton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	09/28/17
Jessie H. Roberson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	09/27/17
Daniel J. Santos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	09/27/17
Joyce L. Connery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	09/27/17

*Reason for Not Participating:

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


Assistant Executive Secretary to the Board

Attachments:

1. Voting Summary
2. Board Member Vote Sheets

cc: Board Members
OGC
OGM Records Officer
OTD

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Sean Sullivan

SUBJECT: RFBA by Board Member Connery to Issue the WTP Tech Report with a new cover letter

Doc Control#2017-100-086

Approved **Disapproved** _____ **Abstain** _____

Recusal – Not Participating _____

COMMENTS: **Below** _____ **Attached** _____ **None**



Sean Sullivan

9/27/17

Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Bruce Hamilton

SUBJECT: RFBA by Board Member Connery to Issue the WTP Tech Report with a new cover letter

Doc Control#2017-100-086

Approved X Disapproved Abstain

Recusal – Not Participating

COMMENTS: Below X Attached None

Although this RFBA directs the staff to place the WTP Tech Report and a new cover letter into Blue Folder (thus requiring another vote), subsequent email exchanges indicated that this was not the author's intent. Rather, approval of this RFBA is meant to approve forwarding to the Acting Assistant Secretary for Environmental Management the WTP Tech Report along with a draft cover letter which was included in the RFBA, without further vote.

I therefore approve.


Bruce Hamilton

28 SEP 2017
Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Jessie H. Roberson

SUBJECT: RFBA by Board Member Connery to Issue the WTP Tech Report with a new
cover letter
Doc Control#2017-100-086

Approved _____ Disapproved X Abstain _____

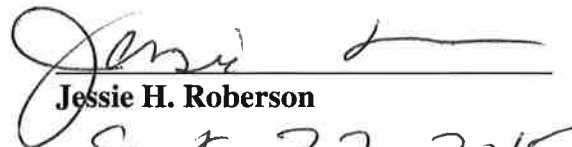
Recusal - Not Participating _____

COMMENTS: Below X Attached _____ None _____

I do not support the Board's issuance of this report because I believe it infringes on DOE's authority and capability to determine its solutions and determine what requirements shall apply.

The technical analysis in the Report is very thorough and I support providing those parts of the Report to DOE. If the Board believes the Department is creating a challenge to adequate protection by its determination of or application of specific technical requirements or the lack thereof, then the Board should evaluate and address that in the form of a Recommendation and highlight the safety consequences. I do not support those parts of the Report that proceed to displace DOE's requirement decisions with the Board's preferences.

I understand some on the Board believe that because this is not a Recommendation it does not require DOE to act and is not consequential, with or without a Reporting Requirement, and this is true. However, the Board's work is also provided for public consumption and some communications could be misleading regarding the potential impact on adequate protection to the public.



Jessie H. Roberson
Sept 27, 2015

Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Daniel J. Santos


SUBJECT: RFBA by Board Member Connery to Issue the WTP Tech Report with a new cover letter

Doc Control#2017-100-086

Approved _____ Disapproved _____ Abstain _____

Recusal – Not Participating X

COMMENTS: Below _____ Attached _____ None _____



Daniel J. Santos
9/27/17

Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Joyce L. Connery

SUBJECT: RFBA by Board Member Connery to Issue the WTP Tech Report with a new cover letter

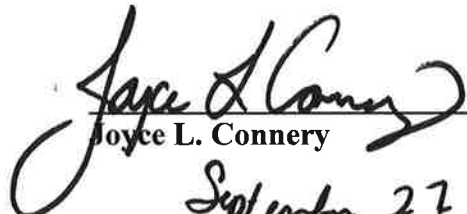
Doc Control#2017-100-086

Approved X Disapproved _____ Abstain _____

Recusal – Not Participating _____

COMMENTS: Below X Attached _____ None _____

I preferred this document in its original form—that is, with a reporting requirement—but could not sustain a majority with such a requirement. I do find having dialogue with the Department on these issues—especially an issue such as WTP that is both complicated and evolving, is important. Receiving the Department’s reactions to our technical work at a Board level reduces misunderstandings going forward. Further, while briefings from DOE may be “delegated to subordinate staff”, I am quite sure that more senior staff sees, if not approves what is being presented and raises awareness of the issues that the Board is presenting and how the contractor and field elements are addressing them. This gives senior management additional visibility into those issues. I always find increased interaction to be valuable and an efficient and effective use of resources. Despite the lack of a reporting requirement, I believe that timely transmittal of the information is important and therefore I resubmitted to the Board for consideration without the aforementioned requirement. I will continue to seek briefings from the Department both in the field and here at headquarters.



Joyce L. Connery
September 27, 2017

Date