

APPENDIX 4

REQUEST FOR BOARD ACTION BY A BOARD MEMBER

Requester: Acting Chairman Hamilton August 20, 2018

Brief description of Requested Action:

The Board approves the release to the public domain of enclosures (1) and (2), as redacted. Enclosures (1) and (2) shall be included in the public posting of this RFBA and shall serve as the public record of notational voting for the August 2018 agency reform.

In the event this RFBA is disapproved, it shall be posted without enclosures (1) and (2).

Attachments (init) 2 (included clean version of any proposed document or modified document)

Summarize any time sensitive considerations:

Requestor signature signature on file August 20, 2018

Executive secretary signature on file August 20, 2018

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIPATING	COMMENT	DATE
Bruce Hamilton	<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"/>	_____
Daniel J. Santos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Joyce L. Connery	<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.](#)

APPENDIX 4

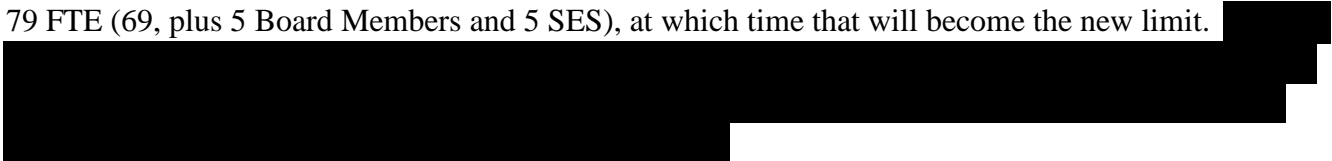
REQUEST FOR BOARD ACTION BY A BOARD MEMBER

Requester: Acting Chairman Hamilton August 13, 2018

Brief description of Requested Action:

In order to improve effectiveness in conducting the Mission of the Defense Nuclear Facilities Safety Board through more robust field oversight and a leaner and nimbler headquarters staff, the Board approves and directs the following:

1. The Acting Chairman shall establish an Executive Director of Operations (EDO) who has line authority over all Agency staff except the Office of the General Counsel. The EDO is the senior employee responsible for budgetary and general administration matters and the senior employee responsible for technical matters as specified in 42 U.S.C. § 2286. (c) (7)(C)(i) and (iii). The EDO position shall be filled through posting both internally and externally;
2. The Acting Chairman shall re-structure the agency’s organization, administrative units, and functions in accordance with enclosure (1) while retaining the organizational flexibility to optimize performance;
3. The Acting Chairman shall establish a limit of 100 FTE (86, plus 5 Board Members and 9 SES) for FY2019. The Acting Chairman shall reduce further the size of the Agency through selected attrition to 79 FTE (69, plus 5 Board Members and 5 SES), at which time that will become the new limit.



4. The Acting Chairman shall implement this re-structuring as the approved FY 2019 staffing plan.

These changes shall be executed in accordance with all applicable Federal statutes and regulations.

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

Summarize any time sensitive considerations:

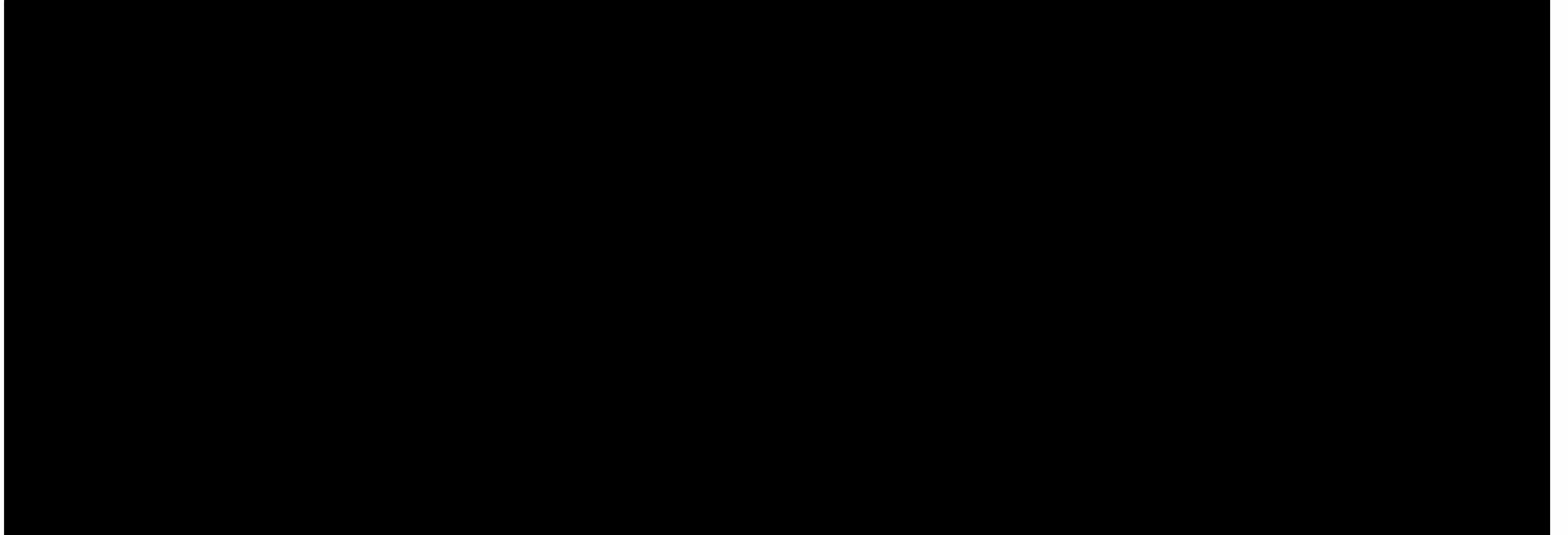
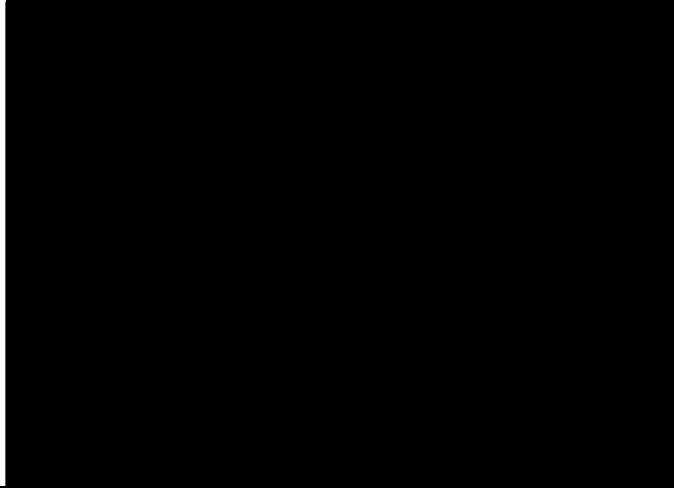
Requestor signature signature on file August 13, 2018

Executive secretary signature on file August 13, 2018

GUI

~~Personnel Sensitive — Not approved for public release~~

Enclosure (1)



AFFIRMATION OF BOARD VOTING RECORD

SUBJECT: ~~CUI~~

████████████████████


The Board, with Board Member(s) Bruce Hamilton, Jessie H. Roberson, Daniel J. Santos *approving*, Board Member(s) Joyce L. Connery *disapproving*, Board Member(s) none *abstaining*, and Board Member(s) none *not participating*, has voted to approve the above document on August 14, 2018.

The votes were recorded as:

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIPATING*	COMMENT	DATE
Bruce Hamilton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	08/13/18
Jessie H. Roberson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	08/14/18
Daniel J. Santos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	08/13/18
Joyce L. Connery	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	08/14/18

*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.



Executive Secretary to the Board

Attachments:

1. Voting Summary
2. Board Member Vote Sheets

cc: Board Members
OGC
OGM Records Officer
OTD

~~CUI~~

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET**

FROM: Bruce Hamilton

SUBJECT: ~~CUI~~

[REDACTED]

Approved X Dis pproved Abst in

Recusal – Not Participating

COMMENTS: Below Att ched None X


Bruce Hamilton

13 AUGUST 2018
Date

~~CUI~~

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET**

FROM: Jessie H. Roberson

SUBJECT: ~~CUI~~

[REDACTED]

Approved ~~_____~~ **Disapproved** _____ **Abstain** _____
Recusal – Not Participating _____

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



Jessie H. Roberson

Date

August 14, 2018

CUI

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET**

FROM: Daniel J. Santos

SUBJECT: CUI

[REDACTED]

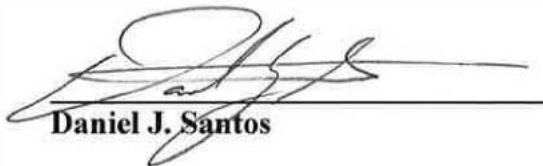
Approved X Disapproved Abstain

Recusal – Not Participating

COMMENTS: Below X Attached None

The proposal by the Acting Chairman to restructure the agency's organization, administrative units, and functions provides an opportunity (if properly led, implemented, and managed) to:

- 1) improve the early identification, awareness, and independent assessment of safety issues at defense nuclear facilities to inform the Secretary of Energy before they become major problems that could impact public health and safety;
- 2) improve the integration, management, timely disposition, and communication to stakeholders of Board safety-related matters;
- 3) clarify roles, responsibilities, lines of accountability, interfaces with, and support to the Board to address current execution challenges.



Daniel J. Santos

8/13/18

Date

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET**

FROM: Joyce L. Connery

SUBJECT: ~~CONFIDENTIAL~~

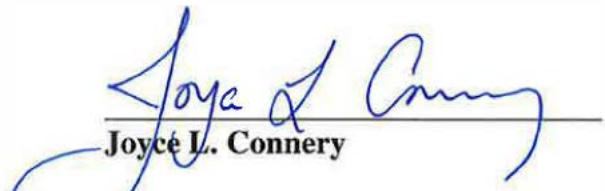
[REDACTED]

Approved___ Disapproved X Abstain___

Recusal – Not Participating_____

COMMENTS: Below X Attached___ None___

There are several problematic issues with the proposed action. First, the statute clearly defines that each Member of the Board shall have equal responsibility and authority in establishing decisions and determining actions of the Board. Further, the Board was established to be a *collegial* body. I find it neither collegial nor in keeping with the spirit of the Statute for the Acting Chairman to propose sweeping changes to the organization without so much as a discussion with his fellow Board Members nor a justification for the move and in contradiction to several Board votes (staffing plan, agreement to backfill positions, the 2019 Budget, and the NAPA study). The budget proposal for FY 2019 was intended for a staff of 117 and was briefed on the Hill. It undermines the credibility of the Agency and of the Board to arbitrarily reduce the number of FTEs, with no apparent analysis as to how to meet statutory requirements with 100 FTE limit, let alone the 79 FTE limit. Orally, the Acting Chairman noted his support for an increase of staff in the field. What that increase would look like, how funds would be allocated to support the relocations, how training would be accomplished—none of those items seem to have been taken into consideration or if they were, they haven't been shared with the Board. This proposal is strikingly similar to a proposal given by the former Chair and the Acting Chair to OMB and rejected. Additionally, the Board has spent \$250,000 and significant resources in terms of time on a NAPA study for advice on how to make the Agency more effective. The study is near to conclusion, and was agreed to by all the Board Members and would be rendered moot by this vote. Any significant attempt at diminution of the Agency, its mission, or function should be considered in full public view with stakeholders able to make their views known.



Joyce L. Connery

8/14/18

Date



CUJ


~~Personnel Sensitive — Not approved for public release~~

APPENDIX 4

REQUEST FOR BOARD ACTION BY A BOARD MEMBER

Requester: Acting Chairman Hamilton August 16, 2018

Brief description of Requested Action:

In accordance with 42 U.S.C. § 2286b. (h), the Board directs the Acting Chairman to assign staff as Resident Inspectors for Sandia National Laboratories, the Waste Isolation Pilot Plant, the National Nuclear Security Site, Lawrence Livermore National Laboratory, and Idaho National Laboratory. These Resident Inspectors may be assigned to provide coverage for multiple defense nuclear facilities (sites). This action is to be carried out in conjunction with the Agency reforms  effective October 1, 2018.

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

Summarize any time sensitive considerations:

Requestor signature signature on file August 16, 2018

Executive secretary signature on file August 16, 2018

AFFIRMATION OF BOARD VOTING RECORD

SUBJECT: CUI




The Board, with Board Member(s) Bruce Hamilton, Jessie H. Roberson, Daniel J. Santos *approving*, Board Member(s) Joyce L. Connery *disapproving*, Board Member(s) none *abstaining*, and Board Member(s) none *not participating*, has voted to approve the above document on August 17, 2018.

The votes were recorded as:

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIPATING*	COMMENT	DATE
Bruce Hamilton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	08/16/18
Jessie H. Roberson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	08/16/18
Daniel J. Santos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	08/16/18
Joyce L. Connery	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	08/17/18

*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.



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: Bruce Hamilton

SUBJECT: ~~CUI~~

████████████████████

Approved X Disapproved Abstain

Recusal – Not Participating

COMMENTS: Below X Attached None

It was my intention that the Agency reform ██████████ included the establishment of the new Resident Inspectors for the defense nuclear facilities stated herein, however, I failed to state explicitly the statutory authority in that Request for Board Action. This Request for Board Action corrects that omission.

I therefore approve.


Bruce Hamilton

August 16, 2018
Date

~~CUI~~

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET**

FROM: Daniel J. Santos


SUBJECT: ~~CUI~~

[REDACTED]

Approved Disapproved _____ Abstain _____

Recusal - Not Participating _____

COMMENTS: Below _____ Attached _____ None



Daniel J. Santos

8/16/18

Date

~~CUI~~

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET**

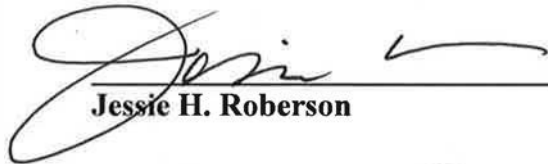
FROM: Jessie H. Roberson

SUBJECT: ~~CUI~~

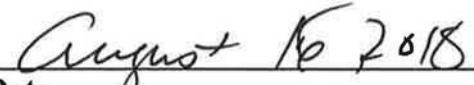
[REDACTED]

Approved **Disapproved** _____ **Abstain** _____
Recusal – Not Participating _____

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



Jessie H. Roberson



Date

~~CUI~~

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET**

FROM: Joyce L. Connery

SUBJECT: ~~CUI~~

████████████████████

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

Recusal – Not Participating _____

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

Joyce L. Connery

Joyce L. Connery

August 17, 2018 _____

Date

Member voted by e-mail dated August 17, 2018

AFFIRMATION OF BOARD VOTING RECORD

SUBJECT: RFBA by Acting Chairman Hamilton to Approve the Public Release of Agency Reform Notational Votes

Doc Control#2018-300-090


The Board, with Board Member(s) Bruce Hamilton, Jessie H. Roberson, Daniel J. Santos, Joyce L. Connery *approving*, Board Member(s) none *disapproving*, Board Member(s) none *abstaining*, and Board Member(s) none *not participating*, has voted to approve the above document on August 21, 2018.

The votes were recorded as:

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIPATING*	COMMENT	DATE
Bruce Hamilton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	08/20/18
Jessie H. Roberson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	08/20/18
Daniel J. Santos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	08/20/18
Joyce L. Connery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	08/21/18

*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.



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: Bruce Hamilton

SUBJECT: RFBA by Acting Chairman Hamilton to Approve the Public Release of Agency Reform Notational Votes

Doc Control#2018-300-090

Approved X **Disapproved** **Abstain**

Recusal – Not Participating

COMMENTS: **Below** **Attached** **None** X


Bruce Hamilton
Bruce Hamilton

August 20, 2018
Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET


FROM: **Jessie H. Roberson**

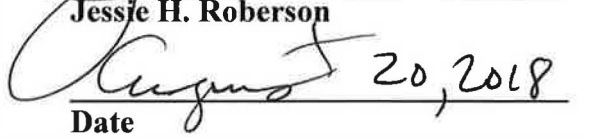
SUBJECT: **RFBA by Acting Chairman Hamilton to Approve the Public Release of
Agency Reform Notational Votes**

Doc Control#2018-300-090

Approved *X* **Disapproved** **Abstain**
Recusal – Not Participating

COMMENTS: **Below** **Attached** **None** *X*



Jessie H. Roberson


Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET


FROM: Daniel J. Santos

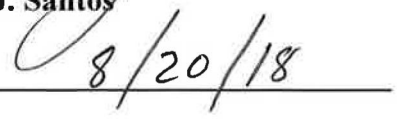
SUBJECT: RFBA by Acting Chairman Hamilton to Approve the Public Release of Agency Reform Notational Votes

Doc Control#2018-300-090

Approved **Disapproved** **Abstain**
Recusal – Not Participating

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



Daniel J. Santos


Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Joyce L. Connery

SUBJECT: RFBA by Acting Chairman Hamilton to Approve the Public Release of Agency Reform Notational Votes

Doc Control#2018-300-090

Approved X Disapproved Abstain

Recusal – Not Participating

COMMENTS: Below X Attached None

While I do not see the need for the redactions offered, I support increased transparency in the process by the publication of the votes. I would support all votes related to this action to be made public as well, to include reassignment of statutory personnel.

Joyce L. Connery

Joyce L. Connery

 August 21, 2018
Date

Member voted by e-mail dated August 21, 2018