

Bruce Hamilton, Chairman
Jessie H. Roberson
Joyce L. Connery

**DEFENSE NUCLEAR FACILITIES
SAFETY BOARD**

Washington, DC 20004-2901



The Honorable Dan Brouillette
Secretary of Energy
US Department of Energy
1000 Independence Avenue, SW
Washington, DC 20585-1000

Dear Secretary Brouillette:

The NNSA Chair of a nuclear explosive safety (NES) change evaluation prohibited our Resident Inspector from observing the deliberation phase of the evaluation at the Pantex Plant on April 13, 2020. In an email dated April 13, 2020, the NNSA Chair stated that the “decision was based on DOE O 140.1 compliance.”

Consistent with our October 11, 2019, letter to Secretary Perry, the Board requires access to all phases of NNSA’s NES evaluation process to execute its statutory safety oversight functions. Pursuant to 42 U.S.C. § 2286c(a), DOE is required to “provide the Board with prompt and unfettered access to such facilities, personnel, and information as the Board considers necessary.” NNSA’s denial reinforces the need to execute changes to DOE Order 140.1 consistent with the National Defense Authorization Act for Fiscal Year 2020, Pub. L. No. 116-92, 113 Stat. 1198 (2019) and to develop a bilateral memorandum to articulate modalities for interface between the Department and the Board as needed to execute the Board’s statutory functions.

Yours truly,

Bruce Hamilton
Chairman

c: Ms. Lisa Gordon-Hagerty
Mr. John Evans
Mr. Joe Olencz

AFFIRMATION OF BOARD VOTING RECORD

SUBJECT: RFBA by Board Member Connery to send the attached letter re Nuclear Explosive Safety Evaluation Access Denial to the Secretary of Energy

Doc Control#: 2020-100-0032

The Board acted on the above document on 04/16/2020. The document was Approved.

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"/>	04/15/2020
Jessie H. Roberson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	04/16/2020
Joyce L. Connery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	04/16/2020

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

Nicholas Moore

Executive Secretary to the Board

Attachments:

1. Voting Summary
2. Board Member Vote Sheets

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

NOTATIONAL VOTE RESPONSE SHEET

FROM: Bruce Hamilton

SUBJECT: RFBA by Board Member Connery to send the attached letter re Nuclear Explosive Safety Evaluation Access Denial to the Secretary of Energy

Doc Control#: 2020-100-0032

DATE: 04/15/2020

VOTE: Approved

COMMENTS:

None

Bruce Hamilton

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

NOTATIONAL VOTE RESPONSE SHEET

FROM: Jessie H. Roberson

SUBJECT: RFBA by Board Member Connery to send the attached letter re Nuclear Explosive Safety Evaluation Access Denial to the Secretary of Energy

Doc Control#: 2020-100-0032

DATE: 04/16/2020

VOTE: Approved

Member voted by email.

COMMENTS:

None

Jessie H. Roberson

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

NOTATIONAL VOTE RESPONSE SHEET

FROM: Joyce L. Connery

SUBJECT: RFBA by Board Member Connery to send the attached letter re Nuclear Explosive Safety Evaluation Access Denial to the Secretary of Energy

Doc Control#: 2020-100-0032

DATE: 04/16/2020

VOTE: Approved

COMMENTS:

None

Joyce L. Connery