

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: Chairman Burns
SUBJECT: COMSECY-14-0041: YUCCA MOUNTAIN PROJECT
ACTIVITIES

Approved X Disapproved X Abstain _____

Not Participating _____

COMMENTS: Below _____ Attached X None _____



SIGNATURE

22 January 2015

DATE

Entered on "STARS" Yes No _____

**Commissioner Burns' Comments on COMSECY-14-0041
Yucca Mountain Project Activities (December 24, 2014)**

I approve the staff's recommendation to develop and issue the Environmental Impact Statement (EIS) supplement. I also approve the staff's recommended safety evaluation report (SER) wrap-up activities. I agree with Commissioners Ostendorff and Baran regarding the changing the frequency of the monthly status reports, and do not approve changing the periodicity until the NRC receives feedback from the relevant Congressional Committees. I approve Option 2 to make the License Support Network documents available to the public through ADAMS but with enhanced-search capability. However, I concur with Commissioners Svinicki regarding the need to carefully consider the sequencing of the staff's proposed activities.



Stephen G. Burns
22 January 2015

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: COMMISSIONER SVINICKI
SUBJECT: COMSECY-14-0041: YUCCA MOUNTAIN PROJECT
ACTIVITIES

Approved XX Disapproved _____ Abstain _____

Not Participating _____

COMMENTS: Below _____ Attached XX None _____



SIGNATURE

01/ 12 /15

DATE

Entered on "STARS" Yes No _____

**Commissioner Svinicki's Comments on COMSECY-14-0041
Yucca Mountain Project Activities**

I approve the staff's plan to prepare, receive and respond to comment on, and publish and distribute the Environmental Impact Statement (EIS) supplement, as recommended by the staff in this paper. I also approve the staff's recommended Safety Evaluation Report (SER) wrap-up activities, consisting of document retention and management and completion of lessons-learned reports. Finally, I approve Option 2 for making existing Licensing Support Network (LSN) documents publicly available in ADAMS; however, this activity should be initiated no earlier than the close of the public comment period on the draft EIS supplement.

The largest uncertainties that exist in the staff's cost estimates are those attendant to the assumptions the staff has made regarding the EIS supplement. In light of the additional uncertainties regarding if, or when, the adjudication may again become active and the availability, or lack thereof, of additional Nuclear Waste Fund funding, LSN document activities (undertaken to support the adjudication) should be initiated in a sequence lagging the EIS supplement development. This will increase the agency's confidence of having sufficient remaining funds to issue the EIS supplement and to complete the SER wrap-up activities, in their entirety.



Kristine L. Svinicki 01/12 /15

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: COMMISSIONER OSTENDORFF
SUBJECT: COMSECY-14-0041: YUCCA MOUNTAIN PROJECT
ACTIVITIES

Approved X Disapproved _____ Abstain _____

Not Participating _____

COMMENTS: Below _____ Attached X None _____

W. Ostendorff
SIGNATURE

1/9/15
DATE

Entered on "STARS" Yes _____ No _____

Commissioner Ostendorff's Comments on COMSECY-14-0041, "Yucca Mountain Project Activities"

I approve the Staff's recommendation to: (1) develop a supplement to the DOE's repository EIS, (2) proceed with the proposed SER wrap-up activities, and (3) use Option 2 for making existing LSN documents publicly available in ADAMS. I do not approve Staff's request to submit quarterly as opposed to monthly status reports at this time. While I support the merits of quarterly reports given the activities being proposed, the staff should reach out to Congress after it submits its first monthly report after the final SER is issued to determine whether Congress concurs with receiving quarterly reports and report back to the Commission. If any issues arise that may require Commission intervention, the Staff should promptly alert the Commission and seek guidance.

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: Commissioner Baran
SUBJECT: COMSECY-14-0041: YUCCA MOUNTAIN PROJECT
ACTIVITIES

Approved Disapproved _____ Abstain _____

Not Participating _____

COMMENTS: Below _____ Attached None _____



SIGNATURE

1/16/15

DATE

Entered on "STARS" Yes No _____

Commissioner Baran's Comments on COMSECY-14-0041, "Yucca Mountain Project Activities"

I approve the staff's recommended proposal to complete (1) the Environmental Impact Statement (EIS) supplement and (2) the required document retention and management activities related to the preparation of the Safety Evaluation Report (SER). Contingent on the availability of funds, I also approve (1) the completion of lessons-learned reports related to the SER and (2) implementation of Option 2 for making the Licensing Support Network (LSN) documents publicly available in ADAMS, provided that the enhanced search capability would be available to all documents in ADAMS.

I agree with Commissioner Svinicki that it is important to properly sequence the staff-recommended activities. It would be prudent to confirm there is adequate funding to complete discrete activities before beginning the next activity, especially given the uncertainty in the cost estimates for completing the EIS supplement.

Therefore, the staff should complete the approved actions in the following order:

1. Complete the EIS supplement and required SER document retention and management.
2. If sufficient funds remain available, implement Option 2 for making the LSN documents publicly available in ADAMS.
3. If sufficient funds remain available, conduct the lessons learned activities for the SER.

I agree with Commissioner Ostendorff that staff should continue to provide monthly status reports to the relevant Congressional Committees until the Committees inform the Office of Congressional Affairs that they are amenable to receiving quarterly reports.

In my view, upon issuance of the SRM, COMSECY-14-0041 and each of its enclosures should be publicly released, along with the voting record and SRM.