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## DEFENSE NUCLEAR FACILITIES SAFETY BOARD

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May 9, 1996

Mr. Robert Nordhaus  
 General Counsel  
 GC-1, Room 6A-245  
 U.S. Department of Energy  
 Washington, D.C. 20585-0103

*Bob*  
 Dear Mr. Nordhaus:

Subsequent to our discussion of May 1, 1996, we reviewed the revised Policy Statements. With one minor addition, we believe the statements are ready for DOE issuance.

1. The Board has no further comment on Policy 410.1 (5/2/95).
2. The Board requests that the provision on page 3, draft Policy 450.2 (5/8/96), dealing with the schedules for implementation plans, also state the following: "Contractors that will not be in compliance with regulatory requirements on the effective date of the rule must seek exemption in accordance with the provisions of the particular rule and/or DOE Rule 820."

The Board itself has reviewed the Policy Statements and has no further comments. However, we need to resolve significant concerns with the draft revisions to DOE Rule 820, which were provided to me for comment at the May 1, 1996 meeting. I anticipate providing you with our comments no later than Monday, May 13.

With the single clarification noted above, the Board looks forward to the prompt issuance of the Policy Statements in final form.

Sincerely,

Robert M. Andersen  
 General Counsel

cc: Douglas Smith, GC-73  
 R. L. Diaz, Jr., CI-1  
 Mark B. Whitaker, Jr., DOE/S3.1