

FOIA — 96-488

RESPONSE TYPE


XX FINAL

PARTIAL

DATE

JAN 14 1997

DOCKET NUMBER(S) (if applicable)



RESPONSE TO FREEDOM OF INFORMATION ACT (FOIA) REQUEST

REQUESTER

Robert M. Keller

PART I.—AGENCY RECORDS RELEASED OR NOT LOCATED (See checked boxes)

No agency records subject to the request have been located.

No additional agency records subject to the request have been located.

Requested records are available through another public distribution program. See Comments section.

XX Agency records subject to the request that are identified in Appendix(es) A are already available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC.XX Agency records subject to the request that are identified in Appendix(es) B are being made available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC, in a folder under this FOIA number.

The nonproprietary version of the proposal(s) that you agreed to accept in a telephone conversation with a member of my staff is now being made available for public inspection and copying at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC, in a folder under this FOIA number.

Agency records subject to the request that are identified in Appendix(es) _____ may be inspected and copied at the NRC Local Public Document Room identified in the Comments section.

Enclosed is information on how you may obtain access to and the charges for copying records located at the NRC Public Document Room, 2120 L Street, N.W., Washington, DC.

XX Agency records subject to the request are enclosed. Appendix B documents are enclosed.

Records subject to the request have been referred to another Federal agency(ies) for review and direct response to you.

Fees WAIVED

You will be billed by the NRC for fees totaling \$ _____.

You will receive a refund from the NRC in the amount of \$ _____.

In view of NRC's response to this request, no further action is being taken on appeal letter dated _____, No. _____.

PART II. A—INFORMATION WITHHELD FROM PUBLIC DISCLOSURE

Certain information in the requested records is being withheld from public disclosure pursuant to the exemptions described in and for the reasons stated in Part II, B, C, and D. Any released portions of the documents for which only part of the record is being withheld are being made available for public inspection and copying in the NRC Public Document Room, 2120 L Street, N.W., Washington, DC in a folder under this FOIA number.

COMMENTS

FOIA 96

SIGNATURE, DIRECTOR, DIVISION OF FREEDOM OF INFORMATION AND PUBLICATIONS SERVICES

9701240022 970114
PDR FOIA
KELLER96-488 PDR

Re: FOIA-96-488

APPENDIX A
RECORDS ALREADY AVAILABLE IN THE PDR

| <u>NO.</u> | <u>DATE</u> | <u>ACCESSION NUMBER</u> | <u>DESCRIPTION/(PAGE COUNT)</u> |
|------------|-------------|-----------------------------|--|
| 1. | 8/22/94 | 9409140039 | Memo from James Taylor to Office Directors, subject: Informing Allegers of the Degree to which the NRC Can Protect Their Identity, with attachment: 7/26/94 memo from W. Russell and B. Hayes to J. Milhoan and H. Thompson, subject: Resolution of Difference Between the Approach of OI and NRR on Protecting Allegor Identity (9408090408) (14 pages) |
| 2. | 5/1/96 | 9606270287 | Management Directive 8.8, Management of Allegations. (87 pages) |
| 3. | 5/8/96 | 9605210505 | Policy Statement: Freedom of Employees in the Nuclear Industry to Raise Safety Concerns Without Fear of Retaliation. (22 pages) |
| 4. | 5/17/96 | 9606030081 | Policy Statement: Protecting the Identity of Allegers and Confidential Sources. (18 pages) |
| 5. | 11/30/96 | 9611220231 | NUREG/BR-0240, "Reporting Safety Concerns to the NRC." (17 pages) |

APPENDIX B
RECORDS BEING RELEASED IN THEIR ENTIRETY
(If copyrighted identify with *)

| <u>NO.</u> | <u>DATE</u> | <u>DESCRIPTION/(PAGE COUNT)</u> |
|------------|-------------|--|
| 1. | Undated | Paper entitled "Allegations," with handwritten notes. (1 page) |
| 2. | 3/18/85 | NRC Manual Chapter, Appendix 0507: NRC Safety and Health Program Under the Occupational Safety and Health Act - Part III - Safety and Health Inspections, Abatement, and Hazard Reporting. (3 pages) |
| 3. | 8/25/87 | NRC Manual Chapter, Appendix 0507, NRC Safety and Health Program Under the Occupational Safety and Health Act, Part IV, Allegations of Reprisal. (1 page) |
| 4. | 10/20/93 | NRC Management Directive 7.4, Reporting Suspected Wrongdoing and Processing OIG Referrals. (12 pages) |
| 5. | 3/1/94 | Memo from Walter Pasciak, NRC Region I, to All Region 1 Technical Personnel, subject: Change in MC 1007, Interfacing Activities Between Regional Offices of NRC and OSHA, with attachments. (15 pages) |
| 6. | 6/6/94 | Memo from Stewart Ebner, Regional Office Instruction No. 1801, Rev. 2, Handling of Allegations of Improper Actions by NRC Employees or Contractors. (6 pages) |
| 7. | 6/17/94 | Region I Instruction 0810.2, Rev. 2, Interfacing with the Occupational Safety and Health Administration, with attachments. (19 pages) |
| 8. | 9/26/94 | Memo from T. Martin to Region I Staff, subject: Informing Allegers of the Degree to Which the NRC Can Protect Their Identity. (1 page) |
| 9. | 10/17/94 | E-mail from D. Vito to All Region I Staff, regarding New Allegation Forms & Ack. Letter, with attachments (9 pages) |

10. 12/14/94 Memo from T. Martin to Region I Staff, subject: Revised Regional Instruction 1210.1, Allegations and Complaints, with enclosures. (71 pages)
11. 5/1995 Allegation/OI/Enforcement Refresher Training. (5 pages)
12. 2/27/95 DRS Policy No. 3 - Communication with Region I During Inspections. (2 pages)
13. 5/23/96 PG 0858.5 - Management of Allegations. (16 pages)
14. 6/11/96 NRC Inspection Manual, Inspection Procedure 40001, Resolution of Employee Concerns. (7 pages)
15. 7/31/96 NRR Office Letter No. 1003, Revision 2, Management of Allegations. (31 pages)
16. 8/2/96 Memo from C. Paperiello to All NMSS Staff Members, subject: NMSS Policy and Procedures Letter 1-27 (Revision 5) Management of Allegations. (10 pages)
17. 8/5/96 Regional Office (Region II) Instruction No 1030, Revision 8 - Processing Allegations, Complaints, and Concerns. (40 pages)
18. 8/5/96 Memo from S. Ebner to James Taylor, subject: Management of Allegations. (1 page)
19. 8/30/96 Region III Manual, Regional Procedure 0517A, Management of Allegations. (24 pages)
20. 9/27/96 Region I Instruction 1210.1, Revision 10 - Allegations and Complaints - General. (55 pages)
21. 11/7/96 Memo from James Taylor to F. Miraglia, C. Paperiello and Regional Administrators, subject: Recording of Time Expended on Allegations. (2 pages)
22. 11/12/96 Memo from James Taylor to Office Directors, subject: Allegation Guidance Memorandum 96-01 - Additional Measures to Protect the Identity of Allegers and Confidential Sources, with enclosures. (4 pages)

23. 11/12/96

Memo from James Taylor to Office Directors,
subject: Allegation Guidance Memorandum 96-
02- Assuring the Technical Adequacy of the
Basis for Closing an Allegation. (2 pages)