

APPENDIX 4

**REQUEST FOR BOARD ACTION BY A BOARD MEMBER**

Requester: Sullivan December 8, 2015

Brief description of Requested Action: Direct the Board Executive Secretary to change the Board Procedures as shown in the attached document, that change being effective immediately upon approval of this Request.

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

Summarize any time sensitive considerations:

Requestor signature  December 8, 2015

Assistant Executive secretary  December 8, 2015

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICPATING	COMMENT	DATE
Joyce L. Connery	<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"/>	_____
Sean Sullivan	<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"/>	_____
Bruce Hamilton	<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.

ARCHIVE: Doc#2016-039, Request for Board Action by Board Member Sean Sullivan  
to Modify Board Procedures re Votes to Approve a Recommendation

Attachment to Request for Board Action by Sean Sullivan, dated December 8, 2015.

Section 2.0.B of the Board Procedures is amended as follows:

- 1) **Subject to paragraph 2**, Board action requiring a vote of the Board shall be approved if the total number of Board Member votes cast to "Approve" is greater than the number of votes cast to "Disapprove," after a quorum has been established. A matter shall not be approved if the total number of Board Member votes cast to "Approve" is equal to or less than the number of votes cast to "Disapprove," or if there is no quorum. Pursuant to 42 U.S.C. § 2286(e), three Board Members constitute a quorum. Board Members casting a vote to "Approve" or "Disapprove" and those choosing to "Abstain" from casting a vote shall be counted towards a quorum, while those choosing to "Abstain" shall not be counted in determining the outcome of a vote. Any Board Member who is unable to vote or who recuses himself or herself from participating in a particular matter in order to avoid any actual or apparent conflict of interest is considered as "Not Participating" and is not included for purposes of determining a quorum or the outcome of a vote.
- 2) **No Board action under 42 U.S.C. § 2286d(a)(1) or (a)(3) ("Board recommendations", transmitting a draft or final recommendation) shall be approved unless a majority of the Board Members counted towards a quorum casts a vote to "Approve."**

Justification: The current language (in black above) was approved by the Board on December 7, 2015. While that language comports with Roberts rules, it would permit a Board Recommendation to the Secretary with only a single affirmative vote. A Majority of the members counted towards a quorum should be required to affirm any action as significant as those under 42 U.S.C. § 2286d(a)(1) or (a)(3).

**AFFIRMATION OF BOARD VOTING RECORD**

**SUBJECT: Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation**

**Doc Control#2016-039**

The Board, with Board Member(s) Joyce L. Connery, Jessie H. Roberson, Sean Sullivan, Daniel J. Santos *approving*, Board Member(s) Bruce Hamilton *disapproving*, Board Member(s) none *abstaining*, and Board Member(s) none *recusing*, have voted to approve the above document on December 9, 2015.

The votes were recorded as:

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIPATING*	COMMENT	DATE
Joyce L. Connery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	12/09/15
Jessie H. Roberson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	12/09/15
Sean Sullivan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	12/09/15
Daniel J. Santos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	12/09/15
Bruce Hamilton	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	12/08/15

\*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.

  
Assistant Executive Secretary to the Board

Attachments:

1. Voting Summary
2. Board Member Vote Sheets

cc: Board Members  
OGC  
OGM Records Officer  
OTD

**Shelby Qualls**

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**From:** Joyce Connery  
**Sent:** Wednesday, December 09, 2015 7:45 PM  
**To:** Shelby Qualls; Lotus Smith  
**Subject:** Fwd: Notational Vote Doc#2016-039, Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation - BLUE FOLDER

**Attachments:** JLC 2016-039.docx; ATT00001.htm; JHR 2016-039.docx; ATT00002.htm; SS 2016-039.docx; ATT00003.htm; DJS 2016-039.docx; ATT00004.htm; BH 2016-039.docx; ATT00005.htm; Notational Vote Doc#2016-039, Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation.pdf; ATT00006.htm

Concur. No comments

Sent from my iPhone

Begin forwarded message:

**From:** Shelby Qualls [REDACTED]  
**Date:** December 8, 2015 at 2:53:47 PM CST  
**To:** Mark Welch [REDACTED], James Biggins [REDACTED], Steven Stokes [REDACTED], Bruce Hamilton [REDACTED], "Daniel J. Santos" [REDACTED], Jessie Roberson [REDACTED], Joyce Connery [REDACTED], Sean Sullivan [REDACTED]  
**Cc:** Lotus Smith [REDACTED], Shelby Qualls [REDACTED]  
**Subject:** Notational Vote Doc#2016-039, Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation - BLUE FOLDER

(Reissued with correction) This email is an electronic record of Notational Vote. Voting ballot will follow shortly. Also, accepting electronic votes.

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

**FROM:** Members of the Board  
**SUBJECT:** Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation

**DOC# 2016-039**

Office Directors are copied and should provide input, if applicable.

Approved \_\_\_\_\_  
Disapproved \_\_\_\_\_  
Abstain \_\_\_\_\_  
Recusal – Not Participating \_\_\_\_\_

**COMMENTS:**

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD**

**NOTATIONAL VOTE RESPONSE SHEET**

**FROM:** Jessie H. Roberson

**SUBJECT:** Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation

**Doc Control#2016-039**

**Approved**

**Disapproved** \_\_\_\_\_



**Abstain** \_\_\_\_\_

**Recusal – Not Participating** \_\_\_\_\_

**COMMENTS:**

**Below** \_\_\_\_\_ **Attached** \_\_\_\_\_

**None**

  
\_\_\_\_\_  
**Jessie H. Roberson**  
  
\_\_\_\_\_  
**Date**

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

**FROM:** Sean Sullivan

**SUBJECT:** Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation

**Doc Control#2016-039**

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

**Recusal – Not Participating**

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



Sean Sullivan

12/9/15

Date

**Shelby Qualls**

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**From:** Daniel J. Santos  
**Sent:** Wednesday, December 09, 2015 3:34 PM  
**To:** Shelby Qualls; Lotus Smith  
**Subject:** Re: Notational Vote Doc#2016-039, Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation - BLUE FOLDER

Approved without comments.

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**From:** Shelby Qualls  
**Sent:** Wednesday, December 9, 2015 3:25 PM  
**To:** Daniel J. Santos  
**Cc:** Lotus Smith  
**Subject:** FW: Notational Vote Doc#2016-039, Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation - BLUE FOLDER

As requested.

Shelby

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**From:** Shelby Qualls  
**Sent:** Tuesday, December 08, 2015 3:54 PM  
**To:** Mark Welch; James Biggins; Steven Stokes; Bruce Hamilton; Daniel J. Santos; Jessie Roberson ( [REDACTED] ); Joyce Connery; Sean Sullivan ( [REDACTED] )  
**Cc:** 'Lotus Smith ( [REDACTED] )'; Shelby Qualls  
**Subject:** Notational Vote Doc#2016-039, Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation - BLUE FOLDER

(Reissued with correction) This email is an electronic record of Notational Vote. Voting ballot will follow shortly. Also, accepting electronic votes.

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

**FROM: Members of the Board**

**T: Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation**

**16-039**

Office Directors are copied and should provide input, if applicable.

I \_\_\_\_\_  
ved \_\_\_\_\_

Not Participating \_\_\_\_\_

**Shelby Qualls**

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**From:** Bruce Hamilton  
**Sent:** Tuesday, December 08, 2015 9:56 PM  
**To:** Shelby Qualls  
**Cc:** Lotus Smith  
**Subject:** Re: Notational Vote Doc#2016-039, Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation - BLUE FOLDER

I disapprove.

Comment: Board action to approve a Recommendation should require the same threshold of support as any other Board action.

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**From:** Shelby Qualls  
**Sent:** Tuesday, December 08, 2015 3:02 PM  
**To:** Mark Welch; James Biggins; Steven Stokes; Bruce Hamilton; Daniel J. Santos; Jessie Roberson; Joyce Connery; Sean Sullivan  
**Cc:** Lotus Smith; Shelby Qualls  
**Subject:** Notational Vote Doc#2016-039, Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation - BLUE FOLDER

This email is an electronic record of Notational Vote. Voting ballot will follow shortly. Also, accepting electronic votes.

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

**FROM: Members of the Board**  
**Request for Board Action by Board Member Sean Sullivan to Modify Board Procedure re Votes to Approve a Recommendation**

**16-039**

Office Directors are copied and should provide input, if applicable.

\_\_\_\_\_  
red\_\_\_\_\_

\_\_\_\_\_  
**Not Participating**\_\_\_\_\_

**NTS:**

\_\_\_\_\_  
**None**\_\_\_\_\_