

**Energy Facility Contractors Group (EFCOG)
Safety Working Group
Regulatory & Enforcement Technical Subgroup
Meeting Record**

The Regulatory & Reporting Technical Subgroup met Tuesday - Wednesday, October 23 – 24, 2018. The steering committee includes:

Co-chairs: Debbie Jenkins and Kathy Brack
Brian Barbero Donna Mailhot Sherry Kontes (unable to attend)
Barry Thom Lynn Nye
Mark Holowczak Rachel Schroeder

The purpose of the meeting was to work on FY2019 deliverables and to share lessons learned from recent enforcement activities. This meeting record provides an update on deliverables and a summary of lessons learned.

The next meeting is scheduled for May 16, 2019 and will be held in conjunction with the Office of Enforcement Meeting planned for May 14-15, 2019.

Office of Enforcement Update

The Office of Enforcement is adding a person in each organization this year. The Office of Worker Safety and Health has selected an investigator replacement and Terry Meisinger will be retiring in the spring. A posting to replace Terry is planned. The Nuclear Safety position was posted and was available until October 26th. The Security position is being prepared.

The Office of Enforcement hopes to have the new training course available in May 2019. An update to the Safety and Security Enforcement Coordinator Handbook. Inputs are being solicited.

The 851 Technical Amendment creates challenges for achieving some TLVs. Be sure subcontractors are aware that the DOE threshold value for silica is 25 micrograms.

The Office of Enforcement is planning a review of the Enforcement Guidance Supplements using a task team. The task team is likely to include

- 2 – Office of Nuclear Safety Enforcement
- 1 – Office of Worker Safety & Health Enforcement
- 1 or 2 – Contractor Enforcement Coordinators
- 1 or 2 – DOE
- 1 - General Counsel

Status of FY2018 Regulatory & Enforcement Technical Subgroup Action Plan

Regulatory Summary for 10 CFR 835

The leads for this product are soliciting interesting examples of 10 CFR 835 and notes for citations that tend to go together. Inputs are requested by

Computer Based Enforcement Coordination Training

This task will supplement the Computer Based Training module the Office of Enforcement expects to roll out in May 2019. The training approach encourages use of role playing to

demonstrate real life applications of the principles. The topics to be addressed and a list of possible applications for inclusion in the training is being developed.

Best Practice for Effectiveness Reviews

Comments were collected on a draft, and EFCOG participants were asked to provide additional comments by November 30, 2018. A final draft will be distributed for review before the May 2019 meeting.

Lessons Learned from Enforcement Activity

- Stay in touch with the Office of Enforcement regarding significant events.
- Inviting OE for a site visit can help to provide context to reviews of events and help managers to understand the enforcement process and its purpose.
- Consider dry runs of tours and coordinate closely with Operations to be sure you know what work will occur during the tour.
- Be attentive to emerging and changing conditions. Planning assumptions should be re-examined in the face of changing conditions.

Suggestions for FY2020 Products:

- Best Practices for a Regulatory Assistance Review including pros/cons, preparations, and what to expect.
- Possibly update the peer review checklist.