

Office of the President

TO MEMBERS OF THE COMMITTEE ON OVERSIGHT OF THE DEPARTMENT OF ENERGY LABORATORIES:

ACTION ITEM

For Meeting of May 14, 2014

APPOINTMENT OF ROBERT POWELL TO THE EXECUTIVE COMMITTEES OF THE LOS ALAMOS NATIONAL SECURITY, LLC AND LAWRENCE LIVERMORE NATIONAL SECURITY, LLC BOARDS OF GOVERNORS

RECOMMENDATION

The Chairman of the Board and the President of the University recommend that the Committee on Oversight of the Department of Energy Laboratories recommend to the Regents that:

1. The appointment of Robert L. Powell as a Governor of the Executive Committees of the Boards of Governors of the limited liability companies known as Los Alamos National Security, LLC and Lawrence Livermore National Security, LLC replacing William R. Frazer, be approved.
2. The President be authorized to issue any terms of appointment necessary to implement such appointment.

BACKGROUND

Since June 1, 2006, Los Alamos National Laboratory (LANL) has been under the management of Los Alamos National Security, LLC (LANS), and since October 1, 2007, Lawrence Livermore National Laboratory (LLNL) has been under the management of Lawrence Livermore National Security, LLC (LLNS).

Each of these limited liability companies is governed by a Board of Governors that is charged with oversight and governance of the LLC. Each Board of Governors includes a six-person Executive Committee that is the decision-making body of the Board. Each Executive Committee consists of three individuals appointed by the University and three individuals appointed by Bechtel.

In 2006 the Regents approved a policy setting forth a procedure for appointment of individuals to the three UC positions on the LANS Executive Committee, and amended the policy in 2007 to also apply to the Executive Committee of LLNS.

Based on discussions between Chairman of the LANS and LLNS Boards of Governors Regent Pattiz and LANS and LLNS Executive Committee Governor William Frazer during April 2014, this recommendation is to approve the appointment of University of California Davis Professor Robert Powell, for an indefinite term, as an Executive Committee Governor of the LANS and LLNS Boards of Governors to replace Mr. Frazer on the Boards effective immediately.

Pursuant to the LLC Agreements, the LANS and LLNS Boards Chairman appoints the Chair of the Boards' joint Science & Technology (S&T) Committee. Once Mr. Powell's appointment as a LANS and LLNS Executive Committee Governor is approved by the Regents, LANS and LLNS Chairman Regent Pattiz will appoint Mr. Powell as the Chair of the S&T Committee pursuant to the LLC Agreements.

Mr. Powell is a professor in the UC Davis Department of Chemical Engineering and Materials Science and the Department of Food Science and Technology. In September 2013, Governor Brown appointed Mr. Powell as Science Advisor to the Secretary of the California Natural Resources Agency. Mr. Powell joined the UC Davis College of Engineering in 1984, eventually serving as Chair of the Department of Chemical Engineering and Materials Science from 2002 to 2011. He also was Special Assistant to the Provost from 1996 to 1999, and served as Chair of the Planning Committee and Executive Committee of the Robert Mondavi Institute for Wine and Food Science. He has been an active member of the UC Davis Academic Senate since 1988, culminating in his service as Chair of the systemwide Academic Senate during 2012-13.

As former Chair of the Academic Council Special Committee on Laboratory Issues, Mr. Powell has substantial experience in Laboratory matters. Over the past decade, he has served on numerous S&T and program reviews at the UC-affiliated National Laboratories, including participation in the LLNS S&T Committee reviews and the Lawrence Berkeley National Laboratory external Advisory Board reviews. Mr. Powell has the full support and confidence of President Napolitano, LANS and LLNS Board Chairman Regent Pattiz, former Executive Committee Governor Glenn Mara, and the LANS and LLNS LLC Presidents who are also the LANL and LLNL Directors, respectively.

Mr. Powell is an employee of the University. His service as an Executive Committee Governor of the LANS and LLNS Boards of Governors pursuant to this appointment will be entirely within the course and scope of his employment, and the University will indemnify and defend him consistent with the California Government Code and Regents' Policy 4202: Policy on Defense and Indemnification of Employees and Former Employees.