

October 18, 1996

MEMORANDUM FOR: James M. Taylor  
Executive Director for Operations

John F. Cordes, Acting Director  
Office of Commission Appellate Adjudication

FROM: John C. Hoyle, Secretary /s/

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION,  
11:30 A.M., WEDNESDAY, OCTOBER 9, 1996,  
COMMISSIONERS' CONFERENCE ROOM, ONE WHITE  
FLINT NORTH, ROCKVILLE, MARYLAND (OPEN TO  
PUBLIC ATTENDANCE)

I. SECY-96-172 - Final Rulemaking - Revision to 10 CFR Part 20, Constraint for Airborne Radioactive Effluents to the Environment from NRC Licensees Other than Power Reactors and Agreement State Licensees; and Revision of the General Statement of Policy and Procedures for NRC Enforcement Actions

The Commission approved a final rule which revises 10 CFR Part 20 to (1) provide assurance to EPA that future emissions from NRC licensees will not exceed dose levels that EPA has determined will provide an ample margin of safety; and (2) provide EPA a basis upon which to rescind its Clean Air Act regulations as defined in 40 CFR Part 61 for NRC licensed facilities (other than power reactors) and Agreement States licensees, thereby relieving these licensees from unnecessary dual regulation. The Commission also approved the proposed revision to the Enforcement Policy.

Following incorporation of the minor changes shown in the attachment, the Federal Register notice, including the revision to the Enforcement Policy, should be reviewed by the Rules Review and Directives Branch in the Office of Administration and forwarded to the Office of the Secretary for signature and publication.

(EDO) (SECY Suspense: 11/29/96)

The staff should brief the Commission on the agency's overall approach to addressing the issues of dual regulation and sensible risk harmonization in NRC interactions with EPA.

(EDO/SECY) (SECY Suspense: 1/24/97)

II. SECY-96-214 - Yankee Atomic Electric Company (Yankee Nuclear Power Station), Docket No. 50-029-DCOM

The Commission approved an order imposing a stay of certain proposed minor decommissioning activities at Yankee Rowe. The stay order was necessitated by Yankee Atomic Electric Company's (YAEC) letter of September 30, 1996, listing minor decommissioning activities it intended to commence on October 15.

The Commission approved the order directing that YAEC not undertake the activities described in its September 30 letter pending further order of the Commission.

(Subsequently, on October 9, 1996, the Secretary signed the Order.)

Attachment:  
As stated

cc: Chairman Jackson  
Commissioner Rogers  
Commissioner Dicus  
Commissioner Diaz  
Commissioner McGaffigan  
OGC  
OCAA  
OCA  
OIG  
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)  
PDR - Advance  
DCS - P1-24

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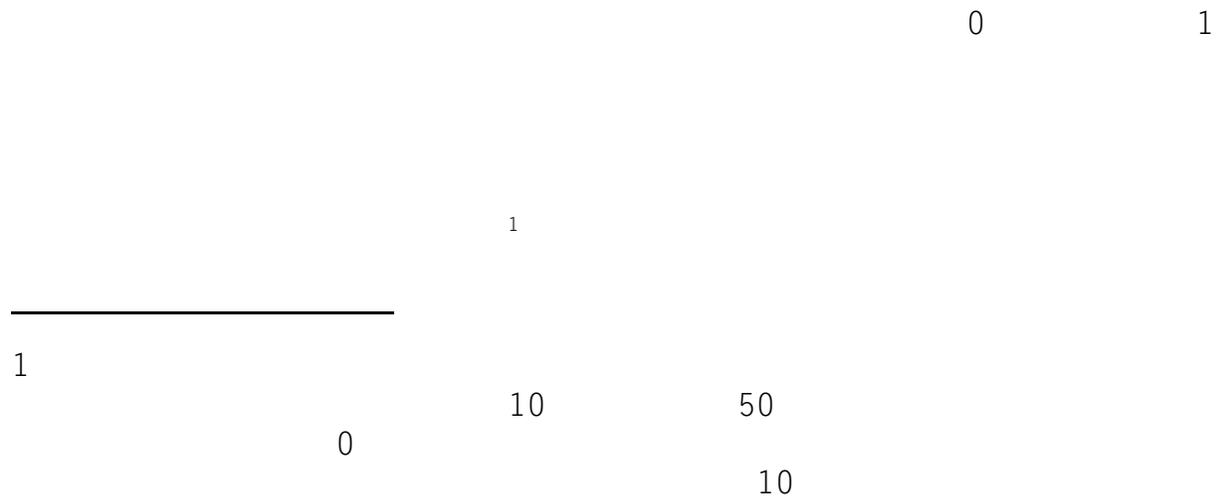
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Regulatory Analysis for the NRC Constraint Rule on  
Radium-226 Air Emissions from NRC Agreement State  
Facilities other than Nuclear Power Reactors

Statement of Problem



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