

November 8, 1994

MEMORANDUM TO: James M. Taylor, Executive Director  
for Operations

FROM: John C. Hoyle, Acting Secretary /s/

SUBJECT: SECY-94-251 - PROPOSED REVISION TO THE  
GENERAL STATEMENT OF POLICY AND PROCEDURE FOR  
NRC ENFORCEMENT ACTIONS, 10 CFR PART 2,  
APPENDIX C.

This is to advise you that the Commission (with all Commissioners agreeing) has approved the staff's recommendations with one exception. The one exception is the proposal to add a Severity Level II example to Supplement VII of the Enforcement Policy for cases of discrimination "where the protected activity involved providing information of high safety significance." Incorporating the extraneous issue of how safety significant the information provided by the alleger may have been threatens to dilute the message that NRC wants to send: that any discrimination against an employee for providing safety information to the licensee or to the NRC will not be tolerated.

The Federal Register Notice should be modified as necessary and returned for signature and publication.

(EDO)

(SECY Suspense: 11/30/94)

cc: The Chairman  
Commissioner Rogers  
Commissioner de Planque  
OGC  
OCA  
OIG

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SECY NOTE: This SRM, SECY-94-251, AND THE VOTE SHEETS OF ALL COMMISSIONERS WILL BE MADE PUBLIC IN 10 WORKING DAYS FROM THE DATE OF THIS SRM.