

March 31, 1993

MEMORANDUM FOR: James M. Taylor
Executive Director for Operations

FROM: Samuel J. Chilk, Secretary /s/

SUBJECT: SECY-93-006 - PROPOSED AMENDMENTS TO 10 CFR
PART 72 TO ESTABLISH THE EMERGENCY
PREPAREDNESS LICENSING REGULATIONS FOR
INDEPENDENT SPENT FUEL STORAGE FACILITIES
(ISFSI) AND MONITORED RETRIEVABLE STORAGE
FACILITIES (MRS)

The Commission (with all Commissioners agreeing) has approved publication of the notice of proposed rulemaking in the Federal Register subject to the EDO's response to Commissioner Rogers (questions 1 and 3) dated March 2, 1993, and the changes indicated in the attachment.

Additionally, an area of possible confusion may exist concerning an ISFSI at the site of a power reactor which is no longer operating. One approach to clarify the situation might be to modify the proposed rule to read: 72.32 (a) "Each applicant for an ISFSI (that is not located on the site of a nuclear power reactor, or that is located on the site of a nuclear power reactor which does not have an operating license)" The staff should modify the proposed rule to provide clarification of this item.

(EDO)

(SECY Suspense: 5/7/93)

Attachment:
As stated

SECY NOTE: THIS SRM, SECY-93-006, AND THE VOTE SHEETS OF ALL COMMISSIONERS WILL BE MADE PUBLICLY AVAILABLE 10 WORKING DAYS FROM THE DATE OF THIS SRM

cc: The Chairman
Commissioner Rogers
Commissioner Curtiss
Commissioner Remick
Commissioner de Planque
OGC
OIG
Office Directors, Regions, ACRS, ACNW (via E-Mail)
OP, SDBU/CR, ASLBP (via FAX)