

April 22, 1993

MEMORANDUM FOR: James M. Taylor
Executive Director for Operations

FROM: Samuel J. Chilk, Secretary /s/

SUBJECT: SECY-93-032 - 10 CFR PART 51 RULEMAKING ON
ENVIRONMENTAL REVIEW FOR RENEWAL OF NUCLEAR
POWER PLANT OPERATING LICENSES

The Commission (with all Commissioners agreeing) has approved the modifications in the proposed rule which have been negotiated with CEQ and EPA as described on pages 2-4 of the subject paper.

The staff should develop options for responding to the state commenters who expressed concerns about the preemption of state regulatory authority relative to the need for generating capacity, alternative sources of energy, utility costs and cost-benefit balancing in NRC environmental reviews. The options paper should address in detail the significant legal and policy aspects of these issues.

The Commission (with the Chairman and Commissioners Rogers and de Planque agreeing) requests that the staff conduct discussions with the States regarding policy issues prior to developing and presenting its options to the Commission for approval. The staff may afford all states the opportunity to comment, but should particularly solicit the views of those states that have expressed concerns on the above issues. Commissioners Curtiss and Remick would have preferred that the Commission review and tentatively approve the options for responding to the concerns prior to conducting any meetings or discussions with the States.

(EDO)

(SECY Suspense: 6/17/93)

SECY NOTE: THIS SRM, SECY-93-032, 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)