

IN RESPONSE, PLEASE
REFER TO: M930830A

September 16, 1993

MEMORANDUM TO: James M. Taylor
Executive Director for Operations

FROM: Samuel J. Chilk, Secretary /s/

SUBJECT: STAFF REQUIREMENTS - BRIEFING ON RESULTS OF
AGREEMENT STATE COMPATIBILITY WORKSHOP, 10:00
A.M., MONDAY, AUGUST 30, 1993, COMMISSIONERS'
CONFERENCE ROOM, ONE WHITE FLINT NORTH,
ROCKVILLE, MARYLAND (OPEN TO PUBLIC
ATTENDANCE)

The Commission was briefed by the NRC staff on the results of the Agreement State compatibility workshop.

The Commission requested that the staff provide further information on the differences between the CRCPD standards and the NRC requirements using both the strict and more general interpretations of the word standard. In addition, the use of the term "radiation protection standards" needs to be clearly defined so that we can communicate with one another and with the Agreement States in discussing such matters.

(EDO)

(SECY Suspense: 12/30/93)

In developing options and providing recommendations on Agreement State compatibility issues, the staff should address the following:

1. In considering whether the two findings of adequacy and compatibility should be merged in the NRC review, the staff should consider that the Atomic Energy Act distinguishes between "adequate to protect the public health and safety" and "compatible with the Commission's program." Also, there are similar distinctions in the bases for certain requirements for uniformity that are imposed on the Agreement State programs by the NRC.
2. The staff should consider the issue of timeliness of state implementation of NRC regulations. This is particularly important where an NRC regulation has the potential for significant impact on public health and safety.

The Commission requested that the staff give greater consideration to using ANPRs (advance notice of proposed rulemakings) as a means for keeping Agreement States, licensees and the public informed of NRC rulemakings that could affect the regulatory programs of Agreement States.

cc: The Chairman
Commissioner Rogers
Commissioner Remick
Commissioner de Planque
OGC
OCA
OIG
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)
PDR - Advance
DCS - P1-24