

March 6, 1992

MEMORANDUM FOR: James M. Taylor
Executive Director for Operations

FROM: Samuel J. Chilk, Secretary /S/

SUBJECT: SECY-92-049 - PROPOSED AGREEMENT BETWEEN THE
STATE OF MAINE AND U.S. NUCLEAR REGULATORY
COMMISSION PURSUANT TO SECTION 274 OF THE
ATOMIC ENERGY ACT OF 1954, AS AMENDED

The Commission (with all Commissioners agreeing) finds that the proposed Maine program:

1. For control of radiation hazards with respect to byproduct materials as defined in Section 11e.(1) of the Atomic Energy Act, source materials and special nuclear materials in quantities not sufficient to form a critical mass is compatible with the Commission's program for the regulation of like materials; and
2. Is adequate to protect the public health and safety with respect to the materials within the State covered by the proposed Section 274b Agreement.

Therefore, the Commission (with all Commissioners agreeing) approves the proposed Section 274b Agreement between the State of Maine and the Nuclear Regulatory Commission.

The staff should work closely with the Maine Department of Health Services to assure a smooth transition of the program.

The staff should also inform the Commission of the planned response to the State request that the NRC license fees be rebated to affected licensees.

(EDO)

(SECY Suspense: 4/3/92)

SECY NOTE: THIS SRM, SECY-92-049, AND THE VOTE SHEETS OF THE CHAIRMAN, AND COMMISSIONERS ROGERS, CURTISS AND de PLANQUE 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
OCAA
OIG