

January 13, 2003

D. Althea Rodgers  
1957 Emerald  
Eugene, OR 97401

Dear Ms. Rodgers:

You recently wrote to Chairman Richard A. Meserve of the Nuclear Regulatory Commission (NRC) to express your concern about what you understand to have been the NRC's response to Senate bill 1746, the "Nuclear Security Act of 2002." I have been asked to respond to your letter.

Attached is a copy of the NRC's August 27, 2002, letter to the Senate Committee that was then considering the bill. The letter emphasizes that the NRC shares and fully supports the Committee's objectives and goals for further enhancing security at the Nation's commercial nuclear facilities. To that end, the Commission actively supports the enactment of legislation that will ensure the ability of its licensees to maintain effective security programs. However, the issues NRC raised with the proposed legislation relate to aspects the NRC contends would reduce the effectiveness of such efforts.

Though the passage of legislation that enhances nuclear security would be highly desirable, please be assured that the NRC requires highly effective security programs for nuclear power plants and other sensitive nuclear facilities (described in Title 10, Code of Federal Regulations (CFR), Section Part 73) including the equipment and weapons carried by the guard force, fitness for duty (10 CFR Part 26), protection of sensitive information (10 CFR 73.21), and training and qualification of the security force members at the sites (10 CFR Part 73, Appendix B). In addition, since the terrorist attacks of September 11, 2001, the NRC has taken a number of steps to enhance the already high level of security at the plants. The NRC's actions have included issuance of orders in February 2002 formalizing certain actions as requirements, issuance of more than forty advisories to the licensees to describe threat conditions or recommend additional measures, and issuance of an NRC Threat Advisory and Protective Measures System to respond to changes in the threat environment, and other actions. During 2003, the NRC will continue to enhance licensee security programs and inspect the facilities to confirm the additional steps taken by the licensees.

Thank you for your interest in nuclear security. I hope this responds to your concern.

Sincerely,

***/RA by Michael F. Weber for/***

Roy P. Zimmerman, Director  
Office of Nuclear Security  
and Incident Response

Attachment: As stated

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Sincerely,  
**/RA by Michael F. Weber for/**  
Roy P. Zimmerman, Director  
Office of Nuclear Security  
and Incident Response

Attachment: As stated

**Identical Letters sent to:**

Mariah Leavitt  
1460 W. 10<sup>th</sup> Avenue  
Eugene, OR 97702

Jenna Sage  
1275 E. 30<sup>th</sup> Avenue  
Eugene, OR 97405

Jenette Moe  
2841 Central Boulevard  
Eugene, OR 97403

**DISTRIBUTION:** Green Ticket #G20020704

PMDA r/f

C. Paperiello, EDO

W. Kane, EDO

C. Schum, EDO

W. Travers, EDO

D. Wessman, IRO

J. Craig, EDO

J. Crutchley, NSIR

M. Weber, NSIR

J. Davis, NSIR

P. Norry, EDO

ADAMS ACCESSION NUMBER:ML030090082 (package), ML023520518 (incoming), ML023610122 (letter)

\* See earlier concurrence

Office:	NSIR/PMDA	NSIR/PMDA/C	D:NSIR
Name:	R. Rosano*	J. Davis*	R. Zimmerman
Date:	1/7/03	1/10/03	01 /13 /03

Mariah Leavitt  
1460 W. 10<sup>th</sup> Avenue  
Eugene, OR 97702

Dear Ms. Leavitt:

You recently wrote to Chairman Richard A. Meserve of the Nuclear Regulatory Commission (NRC) to express your concern about what you understand to have been the NRC's response to Senate bill 1746, the "Nuclear Security Act of 2002." I have been asked to respond to your letter.

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Roy P. Zimmerman, Director  
Office of Nuclear Security  
and Incident Response

Attachment: As stated

Jenna Sage  
1275 E. 30<sup>th</sup> Avenue  
Eugene, OR 97405

Dear Ms. Sage:

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Jenette Moe  
2841 Central Boulevard  
Eugene, OR 97403

Dear Ms. Moe:

You recently wrote to Chairman Richard A. Meserve of the Nuclear Regulatory Commission (NRC) to express your concern about what you understand to have been the NRC's response to Senate bill 1746, the "Nuclear Security Act of 2002." I have been asked to respond to your letter.

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