UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

January 10, 2003

The Honorable John Edwards
United States Senate
Washington, D.C. 20510

Dear Senator Edwards:

For your information, I have enclosed several recent U.S. Nuclear Regulatory Commission (NRC) adjudicatory decisions which conclude that the National Environmental Policy Act (NEPA) does not require the consideration of the impacts of terrorism. These decisions were the subject of a January 7, 2003 article in the New York Times.

As the decisions make clear, they do not in any way reflect a Commission decision that terrorism issues should be ignored. On the contrary, the Commission has and will continue to devote considerable attention to this issue. The decisions simply reflect the conclusion that a NEPA analysis need not encompass the matter.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,

Dennis K. Rathbun, Director
Office of Congressional Affairs

Enclosures:

(1) CLI-02-25, Private Fuel Storage L.L.C. (Independent Spent Fuel Storage Installation), December 18, 2002
(2) CLI-02-26, Duke Energy Corp. (McGuire Nuclear Station, Units 1&2, and Catawba Nuclear Station, Units 1&2), December 18, 2002
(3) CLI-02-27, Dominion Nuclear Connecticut, Inc. (Millstone Nuclear Power Station, Unit No. 3), December 18, 2002
(4) CLI-02-24, Duke Cogema Stone & Webster (Savannah River Mixed Oxide Fuel Fabrication Facility), December 18, 2002

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