

May 19, 2008

MEMORANDUM TO: R. W. Borchardt
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary */RA/*

SUBJECT: STAFF REQUIREMENTS – SECY-08-0024 – DELEGATION OF
COMMISSION AUTHORITY TO STAFF TO APPROVE OR DENY
EMERGENCY PLAN CHANGES THAT REPRESENT A
DECREASE IN EFFECTIVENESS

The Commission has approved the staff's recommendation that it be delegated the authority to approve or deny proposed emergency plan changes that represent decreases in the effectiveness of a licensee's emergency plan, subject to the following comments and conditions.

1. This authority is delegated not lower than the Director (or Deputy Office Director when acting for the Office Director) of the Office of Nuclear Reactor Regulation (NRR), in consultation with the Office of Nuclear Security and Incident Response.
2. The staff should request Commission approval for any reduction in the effectiveness of a licensee's emergency plan that requires an exemption from the requirements of 10 CFR 50.47(b) and Appendix E to 10 CFR Part 50.
3. This approval reaffirms the direction to the staff in the SRM for SECY-96-0170, dated September 18, 1996, that requires Commission approval for certain changes to a licensee's emergency operations facility.

cc: Chairman Klein
Commissioner Jaczko
Commissioner Lyons
Commissioner Svinicki
OGC
CFO
OCA
OPA
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)
PDR