

April 20, 2012

Mr. John Sipos
State of New York
Office of the Attorney General
The Capitol
Albany, NY 12224-0341

Dear Mr. Sipos:

Thank you for your letter dated March 5, 2012 (as supplemented on March 9, 2012, with the statement of Dr. Lahey), providing comments on the proposed "Revisions to Environmental Review for Renewal of Nuclear Power Plant Operating Licenses" rule and the revised "Generic Environmental Impact Statement for License Renewal of Nuclear Power Plants" (GEIS).

In your letter, you provided comments and expressed concerns about the storage of spent nuclear fuel, site-specific replacement power alternatives, and the severe accident mitigation alternatives (SAMA). These comments are very similar to comments received during the public comment period for the draft GEIS and proposed rulemaking. The U.S. Nuclear Regulatory Commission (NRC) staff has evaluated these comments and determined that they do not provide any new or significant information that has not already been addressed in the final GEIS or rule. Therefore, the NRC will not be addressing these additional comments in the final GEIS or rule.

Your comments were submitted well after the end of the 165-day extended public comment period (which ended on January 12, 2010) for the draft GEIS and proposed rule. Meetings held at NRC Headquarters regarding the implementation of the rule with concerned stakeholders and other parties, specifically those identified in your correspondence, were not intended to address issues beyond implementation of the rule. Given the lack of any significant new information or other valid reason to reopen the comment period, the NRC does not plan to reopen the public comment period.

If you have questions regarding this determination, please contact Jeremy Susco, of my staff, at 301-415-2927.

Sincerely,

/RA/

Melanie A. Galloway, Acting Director
Division of License Renewal
Office of Nuclear Reactor Regulation

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Division of License Renewal
Office of Nuclear Reactor Regulation

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Letter to John Sipos from Melanie A. Galloway dated April 20, 2012

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