



OFFICE OF THE
SECRETARY

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

January 22, 1981

IN RESPONSE
REFER TO S80-468

MEMORANDUM FOR: William J. Dircks, Executive Director
for Operations

FROM: Samuel J. Chilk, Secretary

SUBJECT: FEDERAL REGISTER NOTICE ON EXTENSION OF
FINANCIAL PROTECTION AND INDEMNITY
REQUIREMENTS TO WEST VALLEY AND MORRIS
(SECY-80-468)

The Commission requests that the staff revise and resubmit the subject Federal Register Notice (FRN) to reflect the following:

- ° the Notice should state explicitly that the proposed NRC action on West Valley and GE Morris does not imply that these are to become the national AFR storage facilities; and
- ° the Notice should address the possibility that DOE and New York State might become licensees for the West Valley facility, and the implications of such a possibility for financial protection and indemnity requirements.

Chairman Ahearne would have preferred that the staff revise and publish the FRN without referral back to the Commission.

The Office of Nuclear Reactor Regulation was informed of this action by telephone on January 22, 1981.

It is requested that you forward a revised paper to the Office of the Secretary by March 2, 1981.

cc: Chairman Ahearne
Commissioner Gilinsky
Commissioner Hendrie
Commissioner Bradford
Commission Staff Offices
Director, Nuclear Reactor
Regulation

CONTACT:
E. W. McGregor (SECY)
41410