



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

August 5, 1982

MEMORANDUM FOR: Samuel J. Chilk
Secretary to the Commission

FROM: C. Sebastian Aloom ^{CSA}
Office of the General Counsel

SUBJECT: RELEASE OF DOCUMENTS TO PDR

In New England Coalition on Nuclear Pollution v. NRC, U.S.C.A., D.C. No. 82-1581 (May 24, 1982), petitioners are challenging the Commission's legal authority to adopt regulations eliminating financial qualifications reviews. In consultation with the Office of State Programs, staff coordinator for the rule, it was determined that a series of staff documents should be added to the public comments in order to complete the administrative record underlying the rule. Those documents were added to the Commission's docket files and were reflected in the Certified Index (attached). However, several documents were inadvertently omitted from the relevant PDR files.

In order to correct this omission, copies of the missing documents should be provided to the PDR on an expedited basis due to the pendency of judicial challenge. The relevant documents are listed below by volume and item number and copies are appended hereto. Documents prepared by OPE have been approved by that office for release to the public and inclusion in the administrative record. In addition, this office has reviewed each document and determined that even absent the pendency of judicial review, identifiable harm to the Commission's deliberative process would result from public release. This office will also make copies directly available to counsel for petitioners.

Volume 2

- Item 1: SECY-79-299 (April 27, 1979)
- Item 2: Memorandum Al Kenneke to Commissioners regarding OPE Comment on Financial Qualifications Paper (SECY-79-299) (May 9, 1979)
- Item 3: Memorandum Al Kenneke to Commissioners

regarding Additional Analysis of Issues: Re
Financial Qualifications Paper (SECY-79-299)
(July 6, 1979)

Volume 3

- Item 1: Memorandum Lee V. Gossick from Samuel J. Chilk regarding Financial Arrangements for Recovery in an Accident (November 27, 1979)
- Item 2: Information Report - SECY-80-60 - Assuring Licensee Financial Arrangements for Recovery from a Major Accident. (January 30, 1980)
- Item 3: Memorandum Hendrie to Dircks regarding financial considerations in licensing proceedings (March 11, 1981)
- Item 4: Memorandum Dircks to Chilk regarding SECY-79-299 - Generic Issue of Financial Qualifications: Licensing of Production and Utilization Facilities (March 11, 1980)
- Item 5: Consent Calendar Item - SECY-80-217 - Issuance of Federal Register Notice for Public Comment on the Generic Financial Qualifications Issue (April 25, 1980)
- Item 6: Information Report - SECY-80-227 Status and Schedule for Staff's Review of Financial Requirements on Decommissioning, Major Accident Cleanup and Rogovin Report Concerns (May 1, 1980)
- Item 8: Memorandum Chilk to Dircks regarding staff requirements - discussion of revised licensing procedures (April 8, 1981)

Volume 4

- Item 2: Rulemaking Issue (Information) SECY-168B - Response to Commission Request for Information on Financial Considerations in Licensing Proceedings (July 18, 1981)
- Item 3. Memorandum Chilk to Dircks, Bickwit and Kammerer regarding Affirmation Session 81-82 (July 28, 1981)
- Item 5. Memorandum Chilk to Dircks, Bickwit and Kammerer regarding Affirmation Session 82-8 (March 17, 1982)