

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

August 16, 1982

The Honorable Morris K. Udall, Chairman Subcommittee on Energy and the Environment Committee on Interior and Insular Affairs United States House of Representatives Washington, D. C. 20515

Dear Mr. Chairman:

This is to inform you that the Commission has declined to take formal review of the May 28, 1982 Director's Decision, DD-82-4, denying the petition of the Massachusetts Executive Office of Energy Resources (EOER). The EOER sought to use the \$550,000 civil penalty levied against Boston Edison Company in a home weatherization and conservation program. The Director of Inspection and Enforcement denied the EOER request because, among other to high there was no rational connection between the fundament regulatory purposes of the NRC's enforcement action and the EOER proposal. The extended time for review of this decision expired August 11, 1982. Accordingly, the Director's Decision now represents the final agency action on this petition.

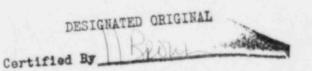
While Commissioner Gilinsky agreed not to take review of the Director's denial, he would have preferred to direct the NRC staff to conduct a study of whether the funds collected as civil penalties can be used for projects such as that proposed by the Massachusetts EOER. The Commission rejected this suggestion.

Sincerely,

Mingo Palladino

Nunzio J. Palladino

cc: The Honorable Manual Lujan



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UNITED STATES NUCLEAR REGULATORY COMMISSION WASHINGTON, D. C. 2055

CHAIRMAN

August 16, 1982

The Honorable Gary Hart Committee on Environment and Public Works United States Senate Washington, D.C. 20510

Dear Senator Hart:

This is to inform you that the Commission has declined to take formal review of the May 28, 1982 Director's Decision, DD-82-4, denying the petition of the Massachusetts Executive Office of Energy Resources (EOER). The EOER sought to use the \$550,000 civil penalty levied against Boston Edison Company in a home weatherization and conservation program. The Director of Inspection and Enforcement denied the EOER request because, among other things, there was no rational connection between the fundamental reguatory purposes of the NRC's enforcement action and the EOER Proposal. The extended time for review of this decision expired Arugust 11, 1982. Accordingly, the Director's Decision now represents the final agency action on this petition.

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Sincerely,

Stalladine

Nunzio J. Palladino

cc: The Honorable Alan Simpson



CHAIRMAN

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

August 16, 1982

The honorable Joseph E. Brennan Governor of Maine Augusta, Maine 04383

Dear Governor Brennan:

This is to inform you that the Commission has declined to take formal review of the May 28, 1982 Director's Decision, DD-82-4, denying the petition of the Massachusetts Executive Office of Energy Resources (EOER). The EOER sought to use the \$550,000 civil penalty levied against Boston Edison Company in a home weatherization and conservation program. The Director of Inspection and Enforcement denied the EOER request because, among other things, there was no rational connection between the fundamental regulatory purposes of the NRC's enforcement action and the EOER Proposal. The extended time for review of this decision expired August 11, 1982. Accordingly, the Director's Decision now represents the final agency action on this petition.

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Sincerely,

Halladine

Nunzio J. Palladino



CHAIRMAN

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

August 16, 1982

The Honorable Bob Graham Governor of Florida Tallahassee, Florida 32301

Dear Governor Graham:

This is to inform you that the Commission has declined to take formal review of the May 28, 1982 Director's Decision, DD-82-4, denying the petition of the Massachusetts Executive Office of Energy Resources (EDER). The EOER sought to use the \$550,000 civil penalty levied against Boston Edison Company in a home weatherization and conservation program. The Director of Inspection and Enforcement denied the EOER request because, among other things, there was no rational connection between the fundamental regulatory purposes of the NRC's enforcement action and the EOER Proposal. The extended time for review of this decision expired August 11, 1982. Accordingly, the Director's Decision now represents the final agency action on this petition.

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Murgio Halladine

Nunzio J. Palladino