



CHAIRMAN

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 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.

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,

Nunzio J. Palladino

cc: The Honorable Manuel Lujan

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Certified By



CHAIRMAN

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

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 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,

Nunzio J. Palladino

cc: The Honorable Alan Simpson



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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Nunzio J. Palladino



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 (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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Nunzio J. Palladino