

AA61-2 PDR

3/10/81
10/80

NOTATION VOTE

RESPONSE SHEET

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION

FROM: COMMISSIONER BRADFORD

SUBJECT: SECY-81-12 - THE SHOLLY DECISION -- LEGISLATIVE OPTIONS

APPROVED ✓ DISAPPROVED _____ ABSTAIN _____
NOT PARTICIPATING _____ REQUEST DISCUSSION _____

COMMENTS:

only as modified

8604170539 860327
PDR PR
2 45FR20491 PDR

Pete Bradford

SIGNATURE

1/26/81

DATE

SECRETARIAT NOTE: PLEASE ALSO RESPOND TO AND/OR COMMENT ON OGC/OPE MEMORANDUM IF ONE HAS BEEN ISSUED ON THIS PAPER.

Draft Legislation

Be it enacted by the Senate and the House of Representatives of the United States of America in Congress assembled, that:

Section 189 of the Atomic Energy Act of 1954, as amended, is amended by adding the following new sentences at the end of paragraph (a) thereof:

"The Commission is authorized to issue and to make immediately effective an amendment to a license upon a determination by the Commission that the amendment involves no significant hazards consideration, notwithstanding the pendency before it of a request for a hearing from any person. The Commission is authorized to issue and to make immediately effective any amendment to a license, or any order to govern any activity subject to this Act, as it may deem necessary upon a determination that immediate effectiveness is required to protect the health and safety of the public or the common defense and security. ~~A Commission approval that a licensee has satisfied the conditions of previously conditioned or restricted authority shall not be considered a license amendment.~~"

Drafter's Notes:

1. The first sentence would not eliminate completely a hearing on no significant hazards considerations amendments. It does, however, provide a