

POLICY ISSUE
NOTATION VOTE

RESPONSE SHEET

TO: Annette L. Vietti-Cook, Secretary
FROM: Chairman Hanson
SUBJECT: SECY-19-0100: Discontinuation of Rulemaking -
Independent Spent Fuel Storage Installation Security
Requirements

Approved Disapproved Abstain Not Participating

COMMENTS: Below Attached None

Entered in STARS

Yes
No



SIGNATURE
Christopher T. Hanson

DATE 07/28/2021

Chairman Hanson's Comments on SECY-19-0100, "Discontinuation of Rulemaking—
Independent Spent Fuel Storage Installation Security Requirements"

In SRM-COMKLS-18-0003, "Fiscal Year 2020 Budget to the Commission," the Commission directed the staff to proceed with an independent spent fuel storage installation rulemaking with the exclusive scope of codifying the requirements of post 9/11 security orders. Unsurprisingly, when the staff performed a cost-benefit analysis, it found that the cost of simply codifying the orders was not justified since there would be no commensurate increase in public health and safety.

I join Commissioner Baran in disapproving the staff's request to discontinue the rulemaking and agree that the Commission would benefit from a staff analysis of more options for the scope of the rule. Prior to the Commission's 2018 direction to codify the orders, the staff was well on its way to a comprehensive rule, and I am certain there are additional considerations since 2019.

Therefore, the staff should provide the Commission a notation vote paper with a full range of options. I also disapprove the denial of the associated petition for rulemaking filed by C-10 Research and Education Foundation, Inc. at this time.