

Via U. S. Mail and email Chair@nrc.gov

July 17, 2023

Honorable Christopher T. Hanson
U. S. Nuclear Regulatory Commission
Mail Stop O-16 B33
Washington, DC 20555-0001

Re: Application of the Price-Anderson Act to spent nuclear fuel storage and transportation

Dear Chairman Hanson,

On May 18, 2023, I wrote to Shana Helton of your agency with questions regarding application of the Price-Anderson Act (PAA) to the spent nuclear fuel storage facility that your agency has now issued a license to Holtec International to construct and operate. I also raised questions about application of the PAA to transportation to and from that facility. Ms. Helton signed the permit issued to Holtec on May 9, 2023 so I expected that she would be equipped to answer my questions. However, I have not received any response from Ms. Helton.

Therefore, I am posing my questions to you in the expectation that you will be able and willing to answer them in an expeditious manner. New Mexicans are interested in the answers.

- Has the NRC decided to invoke its discretionary authority to apply the Price-Anderson Act to spent nuclear fuel storage facilities, including Holtec's? (Documentation indicates that the NRC decided not to do so with respect to the proposed Private Fuel Storage, LLC, facility in Utah.) If so, are there any limitations on that application?
- Does the Price-Anderson Act cover transportation to and from the storage facility in all respects? If not, please clarify.
- Has the NRC made a final decision on the proposed modification of its rules with respect to liability insurance and indemnification coverage for decommissioning large commercial reactors?

Please provide or cite documentation which records the NRC's decisions on these questions.

Thank you for your prompt attention to this matter.

Sincerely,



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pc Governor Michelle Lujan Grisham
Senator Martin Heinrich
Senator Ben Ray Lujan
Representative Gabriel Vasquez
Senator Jeff Steinborn
Representative Joanne Ferrary
Representative Angelica Rubio