

March 12, 1999

MEMORANDUM William D. Travers
TO: Executive Director for Operations
FROM: Annette Vietti-Cook, Secretary /s/
SUBJECT: STAFF REQUIREMENTS - SECY-99-002 - AGREEMENT STATE COMPATIBILITY DESIGNATION FOR NRC
EMPLOYEE PROTECTION REGULATIONS

The Commission has disapproved the staff plans to designate [10 CFR 19.20](#), [30.7](#), [40.7](#), [61.9](#), and [70.7](#) as compatibility category C for Agreement States. The Commission has not objected to notifying the Agreement States that their licensees should be reminded of the new Department of Labor requirements for informing employees of employee rights and protection and of the Occupational Health and Safety Administration ([OSHA](#) [EXIT](#)) form "Your Rights Under the Energy Reorganization Act" posting requirements.

If the staff believes, now or at some time in the future, that there is a regulatory performance gap that puts Agreement State licensee employees at a higher risk than NRC licensee employees as a result of the present compatibility category, this information should be provided to the Commission to revisit this decision.

cc: Chairman Jackson
Commissioner Dicus
Commissioner Diaz
Commissioner McGaffigan
Commissioner Merrifield
OGC
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