



OFFICE OF THE
COMMISSIONER

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

November 28, 1984

MEMORANDUM FOR: Samuel J. Chilk, SECY
FROM: John H. Austin, OCM
SUBJECT: SECY-84-434 - Options for San Onofre 1

Commissioner Asselstine requests that you amend the staff requirements memorandum dated November 21, 1984, on the above subject to include his views which follow.

Commissioner Asselstine's views: I do not support the Commission decision to allow San Onofre 1 to return to service at this time. I am in essential agreement with the points raised in the November 5, 1984 Memorandum from the Office of the General Counsel regarding San Onofre 1 restart. Specifically, I believe that the changes to the operation and design of the plant that were included in NRC's confirmatory order of August 11, 1982 were so substantial that they must be considered an amendment to the license. Therefore, the subsequent order relaxing those changes must also be considered a license amendment. In addition, I am troubled by the Commission's reliance on the economic impact on the licensee of the California Public Utilities Commission's ruling as the basis for relaxing the safety requirements called for by the August 1982 confirmatory order. I believe that in the context of this case, reliance on such economic impacts to relax safety requirements is inappropriate. Finally, I am concerned about the reductions in the margin of safety for this plant that are involved in the relaxation of the August 1982 order.

cc: Chairman Palladino
Commissioner Roberts
Commissioner Bernthal
Commissioner Zech
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