

NOTATION VOTE

RESPONSE SHEET

TO: John C. Hoyle, Secretary

FROM: COMMISSIONER MCGAFFIGAN

SUBJECT: SECY-96-228 - PROPOSED AGREEMENT BETWEEN THE
COMMONWEALTH OF MASSACHUSETTS AND THE
COMMISSION PURSUANT TO SECTION 274 OF THE
ATOMIC ENERGY ACT OF 1954, AS AMENDED

Approved ☒ Disapproved _____ Abstain _____

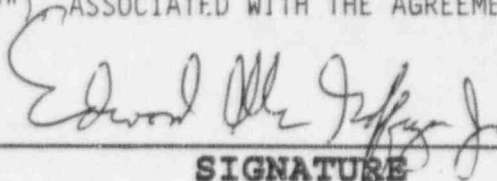
Not Participating _____ Request Discussion _____

COMMENTS:

I APPROVE OF THE PROPOSED AGREEMENT WITH THE COMMONWEALTH OF MASSACHUSETTS FOR PUBLICATION WITH ONE MINOR EDITORIAL CHANGE (ATTACHED), AND OFFER THE FOLLOWING COMMENT:

The proposed letters to the congressional oversight committees should be revised to include a copy to the Massachusetts delegation.

I DO NOT AGREE WITH COMMISSIONER DIAZ'S COMMENT ON THE FRN. I DO NOT BELIEVE THAT THE FRN SHOULD REFER TO IMPEP SINCE IT IS IMPLEMENTED ON AN INTERIM BASIS AND THE COMMISSION HAS NOT APPROVED THE TWO FINAL POLICY STATEMENTS AND IMPLEMENTING PROCEDURES (INCLUDING MANAGEMENT DIRECTIVE 5.6, "IMPEP") ASSOCIATED WITH THE AGREEMENT STATE PROGRAM.



SIGNATURE

Release Vote ☒

11/21/96

DATE

Withhold Vote ☐

Entered on "AS" Yes ☒ No _____

PROPOSED AGREEMENT

respect to the materials within the Commonwealth covered by this Agreement, and that the Commonwealth desires to assume regulatory responsibility for such materials; and,

WHEREAS, The Commission found on ~~November 1, 1995~~, ~~(date to be determined)~~ that the program of the Commonwealth for the regulation of the materials covered by this Agreement is compatible with the Commission's program for the regulation of such materials and is adequate to protect public health and safety; and,

WHEREAS, The Commonwealth and the Commission recognize the desirability and importance of ~~cooperations~~ between the Commission and the Commonwealth in the formulation of standards for protection against hazards of radiation and in assuring that Commonwealth and Commission programs for protection against hazards of radiation will be coordinated and compatible; and,

WHEREAS, The Commission and the Commonwealth recognize the desirability of reciprocal recognition of licenses and exemptions from licensing of those materials subject to this Agreement; and,

WHEREAS, This Agreement is entered into pursuant to the provisions of the Atomic Energy Act of 1954, as amended;

NOW, THEREFORE, It is hereby agreed between the Commission and the Governor of the Commonwealth, acting in behalf of the Commonwealth, as follows:



OFFICE OF THE
SECRETARY

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

December 17, 1996

MEMORANDUM TO: James M. Taylor
Executive Director for Operations

FROM: John C. Hoyle, Secretary

SUBJECT: STAFF REQUIREMENTS - SECY-96-228 - PROPOSED
AGREEMENT BETWEEN THE COMMONWEALTH OF
MASSACHUSETTS AND THE COMMISSION PURSUANT TO
SECTION 274 OF THE ATOMIC ENERGY ACT OF 1954,
AS AMENDED

The Commission has approved the staff recommendations in the subject paper with incorporation of the following comments.

- 1) The proposed letters to the Congressional oversight committees should be revised to include a copy to the Massachusetts delegation.
- 2) In the last line of the proposed Agreement replace 'Boston, Massachusetts' with '(location to be determined).'
- 3) On page 2 of the proposed Agreement, in the second full paragraph, line 2, delete the 's' at the end of 'cooperations.'

As the Commission nears approval of the final Agreement, the staff should expedite, to the extent possible, closure of any actions involving Orders or escalated enforcement with Massachusetts licensees. Whenever possible, the staff should resolve any open cases that involve enforcement and Orders, so that the cases' outcomes are final before the date of Agreement signing. The staff should briefly address this issue in the paper that provides the final Agreement to the Commission.

(EDO)

(SECY Suspense: 4/4/97)

SECY NOTE: THIS SRM, SECY-96-228, AND THE COMMISSION VOTING
RECORD CONTAINING THE VOTE SHEETS OF ALL
COMMISSIONERS WILL BE MADE PUBLICLY AVAILABLE 5
WORKING DAYS FROM THE DATE OF THIS SRM.

cc: Chairman Jackson
Commissioner Rogers
Commissioner Dicus
Commissioner Diaz
Commissioner McGaffigan
OGC
OCA
OIG
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)