



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

July 23, 1985

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PDAS

MEMORANDUM FOR: Office Directors

FROM: T. A. Rehm
Assistant for Operations, EDO

SUBJECT: ANALYSIS OF CONGRESSIONAL COMMITTEE REPORTS

Attached is an analysis of Congressional Reports to date. Included are Dingell and Bevill reports as recently published. A revised memo will be published, when/if Bills are enacted. Only the (*) items require action until Bills are enacted by Congress.

T. A. Rehm
Assistant for Operations, EDO

Attachment:

Analysis of Congressional Committee Reports

A. HR 99-93 (Udall) - previously circulated

B. S 895 (Simpson) - previously circulated

C. HR 99-170 (Udall) - previously circulated

✓ D. HR 99-93 (Dingell)

✓ E. HR 99-195 (Bevill)

cc: M. Bridgers (WITS)

8508300395 850821
PDR MISC
8508300391 PDR

ANALYSIS OF 1985 COMMITTEE REPORTS

CITATION

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RESPONSIBLE OFFICE ACTION

A. HR 99-93 (Udall)

(Section 106 of HR 1711)

Page 5 of HR 99-93

Authorizes issuance of an OL in absence of a FEMA approved EP plan if a State/Local/Utility plan provided reasonable assurance. Provides further detail on Committee intent.

ELD/NRR/IE

(Page 2, Line 17 of HR 1711)

Page 5 of HR 99-93

Authorizes an amount not to exceed \$2M for gas cooled thermal reactor safety research notes support. Requests Report by 2/1/86 summarizing status of Commission readiness to process HTGR CP application and time required to act.

*NRR - Report required to EDO by 12/1/85.

Page 3,4,7,8 & 9 of HR 99-93

Authorizes \$429M for FY 86; \$460M for FY 87 transfers \$12.2M from RES to:

(More detailed breakdowns of monies are provided in the Bill & not summarized here.)

\$2.4M to ISAP
\$2.6M to Generic Issues
\$2.8M to OR Licensing Actions
\$1.0M to QA Initiatives
\$1.6M to Inspections
\$1.8M to HLW

Reallocations within RES:
\$2.0M to HLW
\$1.8M to LLW

Page 4 of HR 99-93

Requests compilation of research projects be submitted for future budget requests.

*RES - refine and prepare revision by January 15, 1986.

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RESPONSIBLE OFFICE ACTION

Page 4 of HR 99-93

Notes Committee belief that a coordinator should be provided for each area of the research program and that he/she be responsible for an annual summary of activities and progress.

*RES - provide EDO proposed action by September 1, 1985.

Page 5 of HR 99-93

Notes Committee concerns over the Commission placing economic considerations above safety and the consequent need for the Commission to assess and modify its procedures.

Commission

Page 6 of HR 99-93

Requests a report by 2/1/86 describing various concepts of reactor standardization and the Commissioners preference on each concept.

*NRR - Report required to EDO by December 1, 1985.

Page 6 of HR 99-93

Notes support for OI continuing to report to the Commission.

Commission

Page 6 of HR 99-93

Notes Committee support of Consolidation

Commission

Page 8 of HR 99-93

Recommends that IE continue to provide staff support to OI for investigations of willful violations of the Atomic Energy Act.

IE - Continued support

Page 9 of HR 99-93

Notes that clarifying the margins of conservatism is most important where accident potential exists.

RES

Page 12 of HR 99-93
(Sec. 102b, HR 1711)

Provides for not more than 1% of monies for grants for cooperative agreements

RES/RM

ANALYSIS OF 1985 COMMITTEE REPORTS

<u>CITATION</u>	<u>SUMMARY OF CONTENTS</u>	<u>RESPONSIBLE OFFICE ACTION</u>
Page 13 of HR 99-93 (Section 102c, HR 1711)	Provides for Authorization Committee approval of reallocation greater than \$500K.	RM
(Section 103, HR 1711)	Provides for use of funds for the salaries and expenses associated with the cooperative nuclear research program and material access authorization program.	RES/NMSS/RM
(Section 104, HR 1711)	Authorizes reimbursement of other Federal Agencies	RM
B. S 895 (Simpson)		
Page 3 of S 99-54	Directs funding of ISAP to meet objectives of May 18, 1984 letter. Requests report to the Committee before proceeding beyond pilot program level.	NRR
Page 4 of S 99-54	Directs funding of Medium priority generic issues.	NRR
Page 4 & 5 of S 99-54	Notes Commission failure to conduct a pilot program for testing and evaluating NDJ and allocates money for that purpose.	IE
Page 7 & 8 of S 99-54	Directs funding of HLW Regulatory & Research activities to insure that they are carried out in a timely manner and achieve the objectives and deadlines of DOE's (final) Project decision schedule.	NMSS

ANALYSIS OF 1985 COMMITTEE REPORTS

<u>CITATION</u>	<u>SUMMARY OF CONTENTS</u>	<u>RESPONSIBLE OFFICE ACTION</u>
Page 8 of S 99-54	Authorizes RES funding with the direction that no further reductions be made.	RES
Page 9 of S 99-54 (Section 102b, HR 1711)	Provides for not more than 1% of monies for grants for cooperative agreements	RES/RM
Page 10 of S 99-54 (Section 102c, HR 1711)	Provides for Authority Committee approval of reallocation greater than \$500K.	RM
Page 10 of S 99-54 (Section 103, HR 1711)	Provides for use of funds for the salaries and expenses associated with the cooperative nuclear research program and material access authorization program.	RES/NMSS/RM
Page 11 of S 99-54 (Section 105, HR 1711)	Prohibits payments except as provided in advance in appropriation acts.	RM
Page 11 of S 99-54 (Section 106, HR 1711)	Same as HR 99-93 without the additional clarification.	ELD
Page 11 of S 99-54 (Section 274(e)(1) AE Act)	Eliminates duplicative FRN requirements relating to Agreement State Program	SP

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RESPONSIBLE OFFICE ACTION

(Section 107, S. 895)

For the next 2 years, provide a detailed report on the licensing and regulatory objectives of the Commission. Should include a description of supporting research programs and a management plan to assure that research is timely and cost efficient.

RES, RM, NRR, NMSS, IE

C. Committee Report 99-170
(Udall) - DOE Authorization

Section 4, HR 2040,
Pg. 2, 99-170

DOE to transfer to the Treasury amounts determined by Commission rule to be expended by NRC in FY 1986 and 1987 under Title I of the NWPA.

*PM - determine in conjunction with ELD actions necessary by NRC. Advise DEDO by 8/15.

Pg. 5, PP-170

Basic research on HLW disposal technology is not authorized to be paid for with NWPA funds.

D. HR 99-93 (Dingell)

Section 102(b), HR 1711
Pg. 2, HR 99-93

Use not more than 1% of RES money for grants.

RES

Section 102(c), HR 1711
Pg. 3, HR 99-93

Reallocations greater than \$500,000 require Congressional action.

RM

Section 103, HR 1711
Pg. 3, HR 99-93

Moneys received from Cooperative RES Programs and MAAC may be retained.

RES

Section 104, HR 1711
Pg. 3, HR 99-93

Commission may transfer funds to other Federal Agencies

RM

Section 106, HR 1711
Pg. 4, HR 99-93

Funds may be used by NRC in the absence of an Emergency Preparedness Plan approved by FEAM to issue an reactor OL if a state/utility/local plan exists...

NRR, ELD

Pg 4 - 10, HR 99-93

Funding levels (not detailed in this summary).

RM

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RESPONSIBLE OFFICE ACTION

Pg. 7, HR 99-83

Authorizes appropriations for the next 2 fiscal years.

RM

Pg. 11, HR 99-93

Requests a compilation of research projects similar to that provided in 85. Compilation should provide overview showing inter-relationships of similar projects.

*RES - see under A (Udall)
Pg. 99-93

Pg. 12, HR 99-93

A coordinator should be established for each area of the RES program.

*RES - see under A (Udall)
Pg. 5 99-93

Issue OL's only if it is determined that there exists a state/local/utility plan to provide reasonable assurance, etc.

NRR/IE

Reiterates intent that ultimately every plant should have an approved state plan.

IE

Urges the Commission to resolve issues related to emergency planning as soon as practicable.

Commission

Pg. 13, HR 99-93

Reflects comments on the Government in the Sunshine Act.

Commission

Pg. 16, HR 99-93

Supports research reactor conversion to LEU

RES

Notes the Committee will monitor independence of OI.

Commission

Supports consolidation

ADM

E. HR 99-195 (Bevill)

Pg. 141, HR 99-195

Notes that the organization and management of NRC is a blue print for regulatory paralysis.

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RESPONSIBLE OFFICE ACTION

Pg. 142, HR 99-195

Any alterations to a safety feature of a licensed facility should be made by rule.

859201
DL

*NRR - advise EDO by 9/1 if implementation steps are necessary.

Directs NRC to assure staff does not modify a rule or regulate by intimidation. Report to this committee as to steps it will take to assure this within 90 days of enactment.

*D/ROGR - prepare necessary letter for Chairman's signature - due EDO 45 days after Bill enactment.

Report to the Committee annually all changes to systems, components, structures, procedures, organization or design of operating plants imposed by NRC.

859202
DL

*NRR - 1st report due EDO 12/1/85

Pg. 143, HR 99-195

Urges Commission to: merge ELD & OGC, ^{and} to merge OI & OIA under the EDO.

*Commission ✓

Urges establishment of a threshold for determining when an investigation should be initiated and when it should be terminated.

*Commission ✓

The Committee endorses the Commission revision of Sunshine Act regulations.

Commission

Pg. 143, HR 99-195

Urges reexamination of ex parte and separation functions.

*Commission

Directs the Commission to advise the Committee promptly its intentions in regard to the RRTF Report and to maintain the TF until NRC regulatory reform objectives have been achieved.

*Commission

The NRC should expand the authority of the CRGR to designate items fully under its review - also plant specific backfit to more than one plant should be reviewed by CRGR.

*Commission

Pg. 144, HR 99-195

Support the DOE peer review panel whose purpose is to recommend a single advance reactor concept for future development within funds available.

859203
DL

*NRR - provide information memo to EDO by 9/1 on plans to work with DOE. ✓