

November 22, 2004

MEMORANDUM TO: Luis A. Reyes
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary ***/RA by Andrew L. Bates
Acting For/***

SUBJECT: STAFF REQUIREMENTS - SECY-04-0195 - RULEMAKING
PLAN: CLARIFICATION OF NRC CIVIL PENALTY AUTHORITY
OVER CONTRACTORS AND SUBCONTRACTORS WHO
DISCRIMINATE AGAINST EMPLOYEES FOR ENGAGING IN
PROTECTED ACTIVITIES (RM #636)

The Commission has approved the staff's rulemaking plan, set forth in SECY-04-0195, that would amend the employee protection regulations to allow the Commission to exercise its authority to impose civil penalties against contractors and subcontractors who discriminate against employees for engaging in protected activities.

The supplementary information developed as part of the rulemaking process should make clear that the modifications to the employee protection regulations do not diminish the ability of the NRC to impose civil penalties against licensees.

cc: Chairman Diaz
Commissioner McGaffigan
Commissioner Merrifield
DOC
OGC
CFO
OCA
OPA
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)
PDR