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

October 25, 1988

MEMORANDUM FOR: William C. Parler, General Counsel

FROM: Samuel J. Chilk, Secret

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION/DISCUSSION
AND VOTE, 11:30 A.M., FRIDAY, OCTOBER 7,
1988, COMMISSIONERS' CONFERENCE ROOM, ONE
WHITE FLINT NORTH, ROCKVILLE, MARYLAND
(OPEN TO PUBLIC ATTENDANCE)

I. SECY-88-243 Release of PDR User Information

The Commission,* with Commissioners Roberts, Carr, and Rogers agreeing, has approved a policy statement, as modified to incorporate Commissioners' comments, which establishes NRC employee procedures when requested to release information on users of the Public Document Room. Chairman Zech, while supporting the intent of the policy statement, believed that a Manual Chapter was sufficient to guide the staff when confronted with such requests.

(Subsequent to the meeting on October 7, 1988, the Secretary signed the Federal Register Notice.)

The Commission, with all Commissioners agreeing, also requested the Office of the Secretary and the office of the General Counsel to develop an appropriate Manual Chapter implementing the policy statement.

(SECY/OGC)

(SECY Suspense: 11/25/88)

* Section 201 of the Energy Reorganization Act, 42 U.S.C. Sec. 5841, provides that action of the Commission shall be determined by a "majority vote of the members present" Commissioner Roberts was not present when this item was affirmed. Accordingly, the formal vote of the Commission was 2-1 in favor of the decision. Commissioner Roberts, however, had previously indicated that he would approve this paper and

had he been present he would have affirmed his prior vote.

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II. SECY-88-274 - Closing Out ALAB-883 (Holding Siren Issues to be Resolved Before Low Power), Public Service Company of New Hampshire (onsite Emergency Planning and Safety Issues)

The commission, with Chairman Zech and Commissioners Carr and Rogers agreeing, approved an order which:

- (1) Stipulates that only those offsite standards specified in 10 CFR 50.47(d), as amended, are to be prerequisites to low power testing.
- (2) Specifically vacates the Appeal Board's order that authorization of low-power operation may not be given effect until the contested issues about such a system are resolved favorably for Seabrook.
- (3) Directs the Chairman of the Atomic Safety and Licensing Board Panel, in consultation with the Seabrook "onsite" and "offsite" Atomic Safety and Licensing Boards, to determine which of those Licensing Boards should try the prompt notification issues.

Commissioner Roberts was on travel and unavailable to participate.

(Subsequent to the meeting on October 7, 1988, the Secretary signed the Order.)

cc: Chairman Zech
Commissioner Roberts
Commissioner Carr
commissioner Rogers
GPA
EDO
PDR - Advance
DCS - P1-124