

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Title: **AFFIRMATION/DISCUSSION AND VOTE - PUBLIC
MEETING**

Location: **Rockville, Maryland**

Date: **Thursday, June 22, 1995**

Pages: **1 - 6**

Public Hearing

ANN RILEY & ASSOCIATES, LTD.
1250 I St., N.W., Suite 300
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DISCLAIMER

This is an unofficial transcript of a meeting of the United States Nuclear Regulatory Commission held on June 22, 1995 in the Commission's office at One White Flint North, Rockville, Maryland. The meeting was open to public attendance and observation. This transcript has not been reviewed, corrected or edited, and it may contain inaccuracies.

The transcript is intended solely for general informational purposes. As provided by 10 CFR 9.103, it is not part of the formal or informal record of decision of the matters discussed. Expressions of opinion in this transcript do not necessarily reflect final determination or beliefs. No pleading or other paper may be filed with the Commission in any proceeding as the result of, or addressed to, any statement or argument contained herein, except as the Commission may authorize.

1 UNITED STATES OF AMERICA
2 NUCLEAR REGULATORY COMMISSION

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4 AFFIRMATION/DISCUSSION AND VOTE
5 PUBLIC MEETING

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8 Nuclear Regulatory Commission
9 Commissioner's Conference Room
10 11155 Rockville Pike
11 Rockville, Maryland
12

13 Thursday, June 22, 1995
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15 The Commission met in open session, pursuant to
16 notice, at 10:44 a.m., Ivan Selin, Chairman, presiding.
17

18 COMMISSIONERS PRESENT:

19 IVAN SELIN, Chairman of the Commission
20 KENNETH C. ROGERS, Commissioner
21 E. GAIL de PLANQUE, Commissioner
22 SHIRLEY JACKSON, Commissioner
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1 STAFF SEATED AT THE COMMISSION TABLE:

2 JOHN HOYLE, Secretary of the Commission

3 KAREN CYR, General Counsel

4 DR. ANDREW BATES, Chief, Operations Branch,

5 Office of the Secretary

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P R O C E E D I N G S

[10:44 a.m.]

CHAIRMAN SELIN: We have four items before us this morning.

MR. HOYLE: Mr. Chairman, I'm asking Dr. Bates to lead us through these affirmations today. I would also note that unless we have a meeting of some kind next week, this will also be Commissioner De Planque's last meeting.

MS. CYR: And we've enjoyed working with her very much also.

COMMISSIONER DE PLANQUE: Thank you.

DR. BATES: Mr. Chairman and Commissioners, we had four items on the schedule that we had announced. One item, Secy 95-43, we're going to postpone until next week. So contrary to being the last meeting, we may have one more next week.

The first item that we have for affirmation is Secy 95-60. It's a final rule revising 10 CFR Part 110 on the import and export of radioactive waste. The Commission is being asked to approve a notice of a final rule-making that amends the import/export regulations in 10 CFR Part 110 to make the import and export of radioactive wastes subject to some specific licensing requirements.

The Chairman and Commissioners Rogers and de Planque have approved the amendment with modifications that

1 had been proposed by the Chairman. Commissioner Jackson did
2 not participate in this matter. Would you please affirm the
3 vote?

4 COMMISSIONER ROGERS: Aye.

5 CHAIRMAN SELIN: Aye.

6 COMMISSIONER DE PLANQUE: Aye.

7 DR. BATES: The second item is Secy 95-128. It's
8 the final rule-making package for 10 CFR Part 50.36 on
9 technical specifications. The Commission's being asked to
10 approve amendments to its regulations to codify criteria for
11 determining the content of the technical specifications for
12 nuclear power reactors.

13 Licensees covered by the regulations may
14 voluntarily use the criteria as a basis to propose a
15 relocation of existing technical specifications that do not
16 meet any of the criteria from the facility license to
17 licensee control documents.

18 The Chairman and Commissioners Rogers, de Planque
19 and Jackson have approved these amendments. Would you
20 affirm your votes, please?

21 COMMISSIONER DE PLANQUE: Aye.

22 CHAIRMAN SELIN: Aye.

23 COMMISSIONER ROGERS: Aye.

24 COMMISSIONER JACKSON: Aye.

25 DR. BATES: Third item is Secy 95-144, Georgia

1 Power Company's motion for an order preserving the licensing
2 board's jurisdiction. The Commission is being asked to act
3 on an order that would respond to a motion from Georgia
4 Power Company that requested the Commission to stay
5 indefinitely inquiries being conducted by the NRC Office of
6 Investigations that relate to matters under consideration by
7 the licensing board.

8 The Chairman and Commissioners Rogers and de
9 Planque have approved an order denying the requested stay.
10 Commissioner Jackson did not participate in this matter.
11 Would you affirm your votes, please?

12 COMMISSIONER DE PLANQUE: Aye.

13 CHAIRMAN SELIN: Aye.

14 COMMISSIONER ROGERS: Aye.

15 DR. BATES: The last item we have, Commissioners,
16 is Secy 95-159 that we're adding to the schedule. It deals
17 with the curators of the University of Missouri, petitions
18 by both the university and intervenors for reconsideration
19 of the Commission's order CLI 95-1 that was issued in
20 February of this year.

21 The Chairman, Commissioners Rogers and de Planque
22 have approved na order that clarifies the Commission's
23 earlier order, as requested by the university, and it denies
24 the intervenor's request for reconsideration. Commissioner
25 Jackson did not participate in this matter. Affirm your

1 votes, please.

2 CHAIRMAN SELIN: Aye.

3 COMMISSIONER DE PLANQUE: Aye.

4 COMMISSIONER ROGERS: Aye.

5 DR. BATES: That's the last of the --

6 CHAIRMAN SELIN: Thank you. We stand adjourned.

7 We'll reconvene at 11:00 upstairs.

8 [Whereupon, at 10:48, the above-entitled meeting
9 was concluded.]

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CERTIFICATE

This is to certify that the attached description of a meeting of the U.S. Nuclear Regulatory Commission entitled:

TITLE OF MEETING: AFFIRMATION/DISCUSSION AND VOTE -
PUBLIC MEETING

PLACE OF MEETING: Rockville, Maryland

DATE OF MEETING: Thursday, June 22, 1995

was held as herein appears, is a true and accurate record of the meeting, and that this is the original transcript thereof taken stenographically by me, thereafter reduced to typewriting by me or under the direction of the court reporting company

Transcriber: Susan Harris

Reporter: Susan Harris



**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

**TITLE: AFFIRMATION/DISCUSSION AND VOTE
 (PUBLIC MEETING)**

LOCATION: ROCKVILLE, MARYLAND

DATE: THURSDAY, JUNE 29, 1995

PAGES: 1-4

SECRETARIAL RECORD COPY

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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AFFIRMATION/DISCUSSION AND VOTE

- - - -

PUBLIC MEETING

Nuclear Regulatory Commission
One White Flint North
Rockville, Maryland

Thursday, June 29, 1995

The Commission met in open session, pursuant to notice,
at 11:30 a.m., Ivan Selin, Chairman, presiding.

COMMISSIONERS PRESENT:

IVAN SELIN, Chairman of the Commission
KENNETH C. ROGERS, Commissioner
E. GAIL de PLANQUE, Commissioner

1 STAFF SEATED AT THE COMMISSION TABLE:

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3 KAREN D. CYR, General Counsel

4 JOHN C. HOYLE, Secretary

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1 P R O C E E D I N G S

2 [11:30 a.m]

3 CHAIRMAN SELIN: Good morning. Mr. Hoyle would you
4 lead us through the affirmation this morning.

5 MR. HOYLE: Yes sir. We will have two items. The
6 first item is SECY-95-043 - the Final Rule on Clarification
7 of Decommissioning Funding Assurance Requirements. In this
8 paper the Commission is asked to approve amendments to the
9 regulations, that is Parts 30, 40, 70, and 72, applicable to
10 decommissioning funding assurance and the expiration and
11 termination of licenses for non-reactor licensees. The
12 Commissioners, all of you present, have agreed to approve
13 the final rule. Commissioner Jackson, who is not here
14 today, did not participate in this matter. I ask you to
15 affirm your votes.

16 CHAIRMAN SELIN: Aye

17 COMMISSIONER ROGERS: Aye

18 COMMISSIONER de PLANQUE: Aye

19 MR. HOYLE: The second item we have added on short
20 notice and you have all voted to hold this one on short
21 notice. SECY-95-157 - concerning Sequoyah Fuel
22 Corporation and General Atomics case. In this paper
23 the Commission is being asked to approve an order
24 granting the staff's petition for review of the Atomic
25 Safety and Licensing Board's memo and order granting

1 Sequoyah Fuel Corporation's motion for a protective order.
2 The Chairman and Commissioner de Planque have voted to
3 approve an order granting the staff's petition.
4 Commissioner Rogers would have dissented with the order, he
5 would have denied the staff's petition for review.
6 Commissioner Jackson, who is absent, also voted to approve
7 the staff's petition. May I ask you to affirm your votes
8 please?

9 CHAIRMAN SELIN: Aye

10 COMMISSIONER ROGERS: Aye

11 COMMISSIONER de PLANQUE: Aye

12 MR. HOYLE: Thank you, that's all I have Mr. Chairman.

13 CHAIRMAN SELIN: Thank you very much. Now how many
14 affirmations -- how many things have we affirmed in the
15 last three years? You are pretty good at figures like
16 that.

17 MR. HOYLE: I should have that number on the top of my
18 head, but I don't. It has been quite a few. I'll try
19 to get some numbers tonight.

20 CHAIRMAN SELIN: I wouldn't keep my wife and children
21 waiting. Thank you very much.

22 MR. HOYLE: Thank you sir.

23 [Whereupon, 11:32 a.m., the above-entitled matter was
24 adjourned.]

25

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(PUBLIC MEETING)

PLACE OF MEETING: Rockville, Maryland

DATE OF MEETING: Thursday, June 29, 1995

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Transcriber: Gloria Thomas

Reporter: (TAPE RECORDING)