

# ORIGINAL

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the matter of:

COMMISSION MEETING

Affirmation/Discussion and Vote

(Public Meeting)

Docket No.

Location: Washington, D. C.

Date: Thursday, July 11, 1985

Pages: 1 - 3

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UNITED STATES OF AMERICA

NUCLEAR REGULATORY COMMISSION

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AFFIRMATION/DISCUSSION AND VOTE

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PUBLIC MEETING

Room 1130  
1717 H Street, N.W.  
Washington, D.C.

Thursday, July 11, 1985

The Commission met, pursuant to notice, at  
11:46 a.m.

COMMISSIONERS PRESENT:

- NUNZIO J. PALLADINO, Chairman of the Commission
- JAMES K. ASSELSTINE, Commissioner
- FREDERICK M. BERNTHAL, Commissioner
- LANDO W. ZECH, JR., Commissioner

STAFF SEATED AT COMMISSION TABLE:

- S. CHILK, Secretary
- M. MALSCH
- D. RATHEUN
- W. DIRCKS
- T. REHM

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

CHAIRMAN PALLADINO: The meeting will come to order. This is affirmation/discussion session. There is one item planned for this meeting. I will ask the Secretary to identify the item and then we need to take a vote to hold those meeting on this subject on short notice.

MR. CHILK: Could I have a vote to hold this meeting on less than one week's notice, please?

COMMISSIONER ASSELSTINE: Aye.

CHAIRMAN PALLADINO: Aye.

COMMISSIONER BERNTHAL: Aye.

COMMISSIONER ZECH: Aye.

MR. CHILK: The one paper, Mr. Chairman, is SECY 85-214. It's a denial of a request for rulemaking to amend 10 CFR 7.9. In this paper, the Commission was asked to act on a Federal Register notice which responded to a petition filed by Mr. Nance for rulemaking that proposed that the Commission amend its regulations to allow appeals for the closing of ACRS meetings directly to the Commission.

You, Mr. Chairman, and Commissioners Bernthal, Asselstine and Zech have approved the Federal Register which denied that petition.

CHAIRMAN PALLADINO: Could you read what you said? You said "directly to the Commission"?

MR. CHILK: The recommendation was that it come

1 directly to the Commission, as opposed to the present  
2 procedure.

3 CHAIRMAN PALLADINO: I thought we were giving it  
4 directly to the committee.

5 MR. CHILK: To the Commissioners, I'm sorry. If I  
6 said Commission I meant Commissioners. The request was that  
7 the rules be amended to allow appeal to come directly to the  
8 Commissioners as opposed to the present procedure that we now  
9 have of handling it with the Secretary and General Counsel.

10 And all of you have approved the Federal Register  
11 notice that denied the petition. Would you please affirm your  
12 votes.

13 CHAIRMAN PALLADINO: Aye.

14 COMMISSIONER ASSELSTINE: Aye.

15 COMMISSIONER BERNTHAL: Aye.

16 COMMISSIONER ZECH: Aye.

17 MR. CHILK: Thank you.

18 CHAIRMAN PALLADINO: Anything more to come before  
19 us?

20 MR. CHILK: I have nothing further.

21 CHAIRMAN PALLADINO: We will stand adjourned.

22 [Whereupon, at 11:52 a.m., the meeting was  
23 adjourned.]

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1 CERTIFICATE OF OFFICIAL REPORTER

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4  
5 This is to certify that the attached proceedings  
6 before the United States Nuclear Regulatory Commission in the  
7 matter of Commission Meeting

8  
9 Name of Proceeding: Affirmation/Discussion and Vote  
10 (Public Meeting)

11 Docket No.:

12 Place: Washington, D. C.

13 Date Thursday, July 11, 1985

14  
15 were held as herein appears and that this is the original  
16 transcript thereof for the file of the United States Nuclear  
17 Regulatory Commission.

18  
19 (Signature)

(Typed Name of Reporter) *Suzanne B. Young*  
Suzanne B. Young

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