

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: Wednesday, July 24, 1985

Pages: 1 - 5

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1 D I S C L A I M E R

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6 This is an unofficial transcript of a meeting of the
7 United States Nuclear Regulatory Commission held on Wednesday,
8 July 24, 1985 in the Commission's office at 1717 H Street,
9 N.W., Washington, D.C. The meeting was open to public
10 attendance and observation. This transcript has not been
11 reviewed, corrected, or edited, and it may contain
12 inaccuracies.

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

2 NUCLEAR REGULATORY COMMISSION

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4 AFFIRMATION/DISCUSSION AND VOTE

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6 PUBLIC MEETING

7 Room 1130

8 1717 H Street, N.W.

9 Washington, D.C.

10 Wednesday, July 24, 1985

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12 The Commission met, pursuant to notice, at

13 4:48 p.m.

14 COMMISSIONERS PRESENT:

15 NUNZIO J. PALLADINO, Chairman of the Commission

16 THOMAS M. ROBERTS, Commissioner

17 FREDERICK M. BERNTHAL, Commissioner

18 JAMES K. ASSELSTINE, Commissioner

19 LANDO W. ZECH, Jr., Commissioner

20 STAFF AND PRESENTERS SEATED AT COMMISSION TABLE:

21 H. PLAINE, General Counsel

22 S. CHILK, Secretary

23 W. DIRCKS, EDO

24 J. ZERBE, OPE

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P R O C E E D I N G S

CHAIRMAN PALLADINO: Good afternoon, ladies and gentlemen. This is an affirmation and possible discussion session, and I will ask the Secretary to lead us through the items on the agenda.

MR. CHILK: Mr. Chairman, the first item is SECY 85-139 and 139C, Disposition of Hearing Request Regarding Material License Amendment. The Commission in this case is being asked to respond to requests for hearings in three material licensing cases as follows: there's an amendment of a B&W license to allow operation of special nuclear material volume reduction services at Park Township facility.

Secondly, there's an application of Precision Materials Corporation for a new license to operate an irradiator facility at Morning Hill, New Jersey.

And thirdly, there's an amendment of Sequoyah Fuels Corporation license to add facilities at its existing Sequoyah plant in Gore, Oklahoma to allow conversion of depleted uranium hexafluoride to depleted uranium tetrafluoride.

The Chairman himself, Commissioners Asselstine, Bernthal and Commissioner Zech have approved issuing orders which would refer the hearing request to the Licensing Board for disposition by a single administrative judge. Commissioner Roberts disapproved the order. He doesn't object to granting the hearing, but he does object to the procedures

1 of an excepted vote in conducting the hearing. Would you
2 please affirm your votes.

3 CHAIRMAN PALLADINO: Aye.

4 COMMISSIONER BERNTHAL: Aye.

5 COMMISSIONER ZECH: Aye.

6 COMMISSIONER ASSELSTINE: Aye.

7 COMMISSIONER ROBERTS: Aye.

8 COMMISSIONER ROBERTS: And I have views.

9 MR. CHILK: You have views that will be attached.

10 The second item is SECY 85-228 entitled Limerick
11 Generating Station Units 1 and 2, Immediate Effectiveness
12 Review. The Commission here is being asked to address
13 comments by an Intervenor, Limerick Ecology Action, and to
14 determine whether a stay of the effectiveness of the ASLB's
15 second and third Partial Initial Decision identified as LBP
16 84-31 and 85-14 on the Limerick Generating Station is
17 warranted.

18 All Commissioners have approved an order with a
19 modification suggested by Commissioner Zech, as was presented
20 to you. Commissioner Asselstine, although he approves the
21 order, would have preferred the original order.

22 The order indicates that the Commission has reviewed
23 the LEA comments and the decision and finds there's nothing
24 that warrants staying the effectiveness of LBP 84-31 and LBP
25 85-14. Would you please affirm your votes.

1 CHAIRMAN PALLADINO: Aye.

2 COMMISSIONER ZECH: Aye.

3 COMMISSIONER ASSELSTINE: Aye.

4 COMMISSIONER BERNTHAL: Aye.

5 COMMISSIONER ROBERTS: Aye.

6 MR. CHILK: The third item also deals with an
7 application; an applicant's request for exemption from 10 CFR
8 Part 50, Appendix E, Section 4.F(1), and before the Commission
9 take action on that I will have to ask the Commission to vote
10 to hold it on less than one week's notice.

11 CHAIRMAN PALLADINO: Aye.

12 COMMISSIONER ZECH: Aye.

13 COMMISSIONER ASSELSTINE: Aye.

14 COMMISSIONER ROBERTS: Aye.

15 COMMISSIONER BERNTHAL: Aye.

16 MR. CHILK: Here, the Commission is being asked to
17 act on a request from the Philadelphia Electric Company for an
18 exemption from 10 CFR Part 50, Appendix E, Section 4.F(1),
19 which requires a full participation emergency exercise within
20 a one-year period prior to the issuance of a full power
21 operating license.

22 All the Commissioners have approved an order
23 referring the exemption request to the Director of NRR for
24 decision. Would you please affirm your votes.

25 CHAIRMAN PALLADINO: Aye.

1 COMMISSIONER BERNTHAL: Aye.

2 COMMISSIONER ASSELSTINE: Aye.

3 COMMISSIONER ZECH: Aye.

4 COMMISSIONER ROBERTS: Aye.

5 MR. CHILK: That concludes the agenda.

6 CHAIRMAN PALLADINO: All right. Anything more to
7 come before us at this time?

8 [No response.]

9 CHAIRMAN PALLADINO: We stand adjourned.

10 [Whereupon, at 3:50 p.m., the meeting was adjourned.]

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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 (Public
10 Meeting)

11 Docket No.:

12 Place: Washington, D. C.

13 Date: Wednesday, July 24, 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

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23 Ann Riley & Associates, Ltd.
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