

February 25, 2003

COMMISSION VOTING RECORD

DECISION ITEM:       SECY-02-0216

TITLE:                   PROPOSED PROCESS FOR PROVIDING  
                              INFORMATION ON SIGNIFICANT NUCLEAR  
                              MATERIALS ISSUES AND ADVERSE LICENSEE  
                              PERFORMANCE

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of February 25, 2003.

This Record contains a summary of voting on this matter together with the individual vote sheets, views and comments of the Commission.

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Annette L. Vietti-Cook  
Secretary of the Commission

Attachments:

1. Voting Summary
2. Commissioner Vote Sheets

cc:     Chairman Meserve  
          Commissioner Dicus  
          Commissioner Diaz  
          Commissioner McGaffigan  
          Commissioner Merrifield  
          OGC  
          EDO  
          PDR

VOTING SUMMARY - SECY-02-0216

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	PARTICIP	NOT COMMENTS	DATE
CHRM. MESERVE	X					12/23/02
COMR. DICUS	X				X	1/20/03
COMR. DIAZ	X					1/8/03
COMR. McGAFFIGAN	X					1/15/03
COMR. MERRIFIELD	X					1/13/03

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation. Commissioner Dicus provided additional comments. Subsequently, the comments of the Commission were incorporated into the guidance to staff as reflected in the SRM issued on February 25, 2003.

## Commissioner Comments on SECY-02-0216

### Commissioner Dicus

I approve the staff's recommendations for both near- and long-term approaches for identifying and discussing materials licensees at the Agency Action Review Meeting (AARM), but would expand the criterion to include those materials events which trigger the NRC to initiate an Incident Investigation Team (IIT). Given the current criteria as proposed in Attachment 2 of SECY-02-0216, IITs that do not fail a Safety Measure would not be forwarded to the Commission for discussion at the AARM. By its nature, an IIT response is an investigation of a relatively rare, but significant operational event, that may pose an actual or a potential hazard to public health and safety, property, or the environment. It is for this reason that I would recommend that they be included for Commission consideration and discussion of annual updates regarding significant nuclear materials issues and events.