

April 13, 2001

COMMISSION VOTING RECORD

DECISION ITEM: SECY-01-0050

TITLE: DENIAL OF PETITION FOR RULEMAKING (PRM-35-16) - AMERICAN COLLEGE OF NUCLEAR PHYSICIANS/SOCIETY OF NUCLEAR MEDICINE

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of April 13, 2001.

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

/RA/

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-01-0050

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	PARTICIP	NOT COMMENTS	DATE
CHRM. MESERVE	X				X	4/5/01
COMR. DICUS	X					4/5/01
COMR. DIAZ	X					4/6/01
COMR. McGAFFIGAN	X				X	3/26/01
COMR. MERRIFIELD	X					3/30/01

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation and some provided additional comments. Subsequently, the comments of the Commission were incorporated into the guidance to staff as reflected in the SRM issued on April 13, 2001.

SECY NOTE: THIS PAPER WILL BE RELEASED 5 WORKING DAYS AFTER THE LETTERS ARE SENT TO THE PETITIONERS.

Commissioner Comments on SECY-01-0050

Chairman Meserve

I approve the staff recommendations, listed below:

1. Approve the denial of the petition for rulemaking and publication of the *Federal Register* notice announcing the denial;
2. Inform appropriate Congressional Committee; and
3. Send the two letters which are attached for the Secretary's signature (Attachment 2), informing the petitioners of the Commission's decision to deny their petition.

I note the following items in the attached pages of the draft Federal Register notice for PRM-35-16 need modification prior to publication. Additionally, the two letters should be modified, as noted, before they are released.