

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary  
FROM: COMMISSIONER MCGAFFIGAN  
SUBJECT: SECY-99-246 - PROPOSED GUIDELINES FOR APPLYING  
RISK-INFORMED DECISIONMAKING IN LICENSE  
AMENDMENT REVIEWS

Approved X Disapproved \_\_\_\_\_ Abstain \_\_\_\_\_  
Not Participating \_\_\_\_\_

COMMENTS:

See attached comments.

Edward McInerney J.  
SIGNATURE  
December 16, 1999  
DATE

Entered on "AS" Yes X No \_\_\_\_\_

Commissioner McGaffigan's Comments on SECY-99-246

I basically concur in the vote of Commissioner Merrifield. Both he and Commissioner Diaz correctly point out the subjectivity and lack of clarity associated with the "special circumstance" standard under which a license amendment request would transition from traditional deterministic design basis accident space to probabilistic severe accident space. While I share Commissioner Diaz' concern about the lack of clarity, I believe that Commissioner Merrifield's proposal, that the Commission be informed whenever the special circumstance standard is invoked, adequately resolves the problems with interim application of this policy. The staff needs an interim policy to process license amendments while this issue is being discussed with stakeholders. The Commission will likely benefit, as we did in the Callaway electrosleeving case, from observing the difficulties which the interim policy runs into in practice. This may well help the Commission in finalizing the policy after stakeholder comment.

