

IN RESPONSE, PLEASE
REFER TO: M001127B

December 5, 2000

MEMORANDUM TO THE FILE

FROM: Annette L. Vietti-Cook, Secretary */RA/*

SUBJECT: STAFF REQUIREMENTS - BRIEFING BY DOE ON PLUTONIUM DISPOSITION PROGRAM AND MOX FUEL FABRICATION FACILITY LICENSING, 9:00 A.M., MONDAY, NOVEMBER 27, 2000, COMMISSIONERS' CONFERENCE ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

The Commission was briefed by the U.S. Department of Energy on issues related to the plutonium disposition program and MOX fuel fabrication facility licensing.

There were no requirements identified for staff action.

After the Commission meeting, in followup to a question from Commissioner McGaffigan, OGC informally noted that any hearings on the MOX Fuel Fabrication Facility licensing will be conducted using the hearing procedures of Subpart L of 10 CFR Part 2. OGC also noted that, under Subpart L, the NRC technical staff may issue a construction authorization or operating authorization before hearings are completed if the staff makes the findings required by 10 CFR Part 70. The staff's issuance of such an authorization prior to completion of a hearing is subject to stay requests under Subpart L.

cc: Chairman Meserve
Commissioner Dicus
Commissioner Diaz
Commissioner McGaffigan
Commissioner Merrifield
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