

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

AFFIRMATION SESSION

PUBLIC MEETING

Nuclear Regulatory Commission
Commission Hearing Room
11555 Rockville Pike
Rockville, Maryland
January 22, 2007

The Commission met in open session, pursuant to notice, at 1:25pm.,

Dale E. Klein, presiding.

COMMISSIONERS PRESENT:

DALE E. KLEIN, Chairman of the Commission

EDWARD MCGAFFIGAN, JR., Member of the Commission (via Speaker Phone)

JEFFREY S. MERRIFIELD, Member of the Commission

GREGORY B. JACZKO, Member of the Commission

PETER B. LYONS, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

KAREN CYR, General Counsel

ANNETTE VIETTI-COOK, Secretary of the Commission

DISCLAIMER

This is an unofficial transcript of a meeting of the United States Nuclear Regulatory Commission on January 22, 2007 in the Commission's office at One White Flint North, Rockville, Maryland. The meeting was open to public attendance and observation. This transcript has not been reviewed, corrected or edited, and it may contain inaccuracies.

The transcript is intended solely for general information purposes. As provided by 10 CFR 9.103, it is not part of the formal or informal record of decision of the matters discussed. Expressions of opinion in this transcript do not necessarily reflect final determination or beliefs. No pleading or other paper may be filed with the Commission in any proceeding as the result of, or addressed to, any statement or argument contained herein, except as the Commission may authorize.

[1:25pm]

P R O C E E D I N G S

CHAIRMAN KLEIN: Well, Ed, I understand that you're on the phone.

COMMISSIONER MCGAFFIGAN: I am.

CHAIRMAN KLEIN: Welcome, and I'll see you shortly. Any comments before we start. Madam Secretary, would you like to begin.

ANNETTE VIETTI-COOK: We have two items for affirmation. The first item is on Vermont Yankee Nuclear Power Station and Pilgrim Nuclear Power Station. The Commission is being asked to act on a Memorandum and Order responding to two appeals by Massachusetts Attorney General concerning fire hazards in high-density spent fuel pools. These appeals were filed with respect to the separate decisions of two Atomic Safety and Licensing Boards (LBP-06-20 and LBP-06-23) in two license renewal proceedings. The Commission has voted to approve a Memorandum and Order which affirms the Licensing Boards' decisions in LBP-06-20 and LBP-06-23. Would you please affirm your votes?

CHAIRMAN KLEIN: Aye.

COMMISSIONER MERRIFIELD: Aye.

COMMISSIONER JACZKO: Aye.

COMMISSIONER LYONS: Aye.

ANNETTE VIETTI-COOK: Commissioner McGaffigan, would you please affirm your vote?

COMMISSIONER MCGAFFIGAN: Aye.

ANNETTE VIETTI-COOK: The second item is on Exelon Generation Company Early Site Permit for Clinton Early Site Permit. The Commission is being asked to act on an Order requesting comments on the Atomic Safety and Licensing Board's Decision authorizing

issuance of the early site permit for the Clinton site. (LBP-06-28) The Commission has voted to approve an Order which sets a schedule to provide briefs for the Commission's consideration. Would you please affirm your votes?

CHAIRMAN KLEIN: Aye.

COMMISSIONER MERRIFIELD: Aye.

COMMISSIONER JACZKO: Aye.

COMMISSIONER LYONS: Aye.

ANNETTE VIETTI-COOK: Commissioner McGaffigan, would you please affirm your vote?

COMMISSIONER MCGAFFIGAN: Aye.

ANNETTE VIETTI-COOK: That's all I have.

CHAIRMAN KLEIN: Any other comments? The meeting is adjourned.

CERTIFICATE

This is to certify that the attached description of a meeting of the U.S. Nuclear Regulatory Commission entitled:

TITLE OF MEETING: Affirmation Session
 (PUBLIC MEETING)

PLACE OF MEETING: Rockville, Maryland

DATE OF MEETING: January 22, 2007

was held as herein appears, is a true and accurate record of the meeting, and that this is the original transcript thereof taken stenographically by me, thereafter reduced to typewriting by me or under the direction of the court reporting company.

Transcriber: NANCY S. GREATHEAD

Reporter: (TAPE RECORDING)