

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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AFFIRMATION SESSION

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PUBLIC MEETING

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Nuclear Regulatory Commission  
Commission Hearing Room  
11555 Rockville Pike  
Rockville, Maryland

Wednesday, October 8, 1997

The Commission met in open session, pursuant to notice, at 3:30 p.m.,  
Shirley Ann Jackson, Chairman, presiding.

COMMISSIONERS PRESENT:

SHIRLEY ANN JACKSON, Chairman of the Commission

GRETA J. DICUS, Member of the Commission

NILS J. DIAZ, Member of the Commission

EDWARD McGAFFIGAN, JR., Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

JOHN C. HOYLE, Secretary

KAREN D. CYR, General Counsel

## DISCLAIMER

This is an unofficial transcript of a meeting of the United States Nuclear Regulatory Commission on October 8, 1997 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.

## P R O C E E D I N G S

[3:30 p.m.]

CHAIRMAN JACKSON: Good afternoon ladies and gentlemen. This is an affirmation session. We have two items to come before us this afternoon. Before I ask the Secretary to lead us through the items for affirmation, do any of my fellow Commissioners have any opening comments they would like to make?

[No response.]

CHAIRMAN JACKSON: If not, Mr. Secretary, please proceed.

MR. HOYLE: Thank you, Chairman. The first is SECY-97-201. In this paper the Commission is being asked to approve issuance of a direct final rule to incorporate by reference a national consensus standard in 10 CFR 50.59a(h) which establishes minimum functional and design requirements for the power instrumentation and control portions of safety systems for nuclear power plants. All of you have voted to approve the publication and implementation of this direct final rule. I ask you to affirm your votes.

[CHORUS OF "AYES".]

MR. HOYLE: Thank you. The second is SECY-97-203. The Commission is being asked in this paper to act on an order responding to appeals which challenge the settlement agreements in the cases of Sequoyah Fuels and General Atomics. In earlier orders, the Commission had granted the Intervenor's petitions for review, and all parties have filed briefs with the Commission regarding both cases. The Commission has voted to approve a modified order and this order accepts that staff's settlements

with Sequoyah Fuels Corporation and General Atomics and rejects the Intervenor's arguments for setting aside the settlement agreements. I ask you to affirm your votes.

[CHORUS OF "AYES".]

MR. HOYLE. Thank you.

CHAIRMAN JACKSON: Mr. Secretary, is there anything else to come before us this afternoon?

MR. HOYLE: Not now.

CHAIRMAN JACKSON: If not, we stand adjourned. Thank you.

[Whereupon, at 3:35 p.m., the affirmation session was 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: Wednesday, October 8, 1997

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: *Dorlene K. Wright*

Reporter: (TAPE RECORDING)