

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

AFFIRMATION SESSION

PUBLIC MEETING

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

Thursday, December 11, 1997

The Commission met in open session, pursuant to notice, at 2:05 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

STEVEN G. BURNS, Acting General Counsel

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P R O C E E D I N G S

[2:05 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 colleagues have any opening comments they wish to make? If not, Mr. Secretary, please proceed.

MR. HOYLE: Thank you, Chairman Jackson. The first item is SECY-97-252. This paper contains a proposed rulemaking, a final rulemaking, which provides amendments to the Commission's regulations to deal with the deliberate misconduct of unlicensed persons. The amendments extend the deliberate misconduct rule to cover certificate holders and applicants for licenses or certificates of compliance as well as employees, contractors, subcontractors, and consultants for certificate holders and applicants. All of you have voted to approve publication of this final rule. I ask you to affirm your votes.

CHAIRMAN JACKSON: Aye.

COMMISSIONER MCGAFFIGAN: Aye.

COMMISSIONER DICUS: Aye.

COMMISSIONER DIAZ: Aye.

MR. HOYLE: The second is SECY-97-266. In this paper, the Commission is being asked to act on an order responding to a motion from an attorney for St. Mary's Hospital to quash six subpoenas. All of you have voted to approve the order. I ask you to affirm your votes.

CHAIRMAN JACKSON. Aye.

COMMISSIONER MCGAFFIGAN: Aye.

COMMISSIONER DICUS: Aye.

COMMISSIONER DIAZ: Aye.

MR. HOYLE: Thank you.

CHAIRMAN JACKSON: Thank you. Is there anything else to come before us this afternoon?

MR. HOYLE: No there isn't.

CHAIRMAN JACKSON: If not, we're adjourned.

[Whereupon, at 2:10 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: Thursday, December 11, 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: *Devere K. Wright*

Reporter: (TAPE RECORDING)