

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

Title: AFFIRMATION/DISCUSSION AND VOTE

Location: ROCKVILLE, MARYLAND

Date: AUGUST 16, 1990

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NUCLEAR REGULATORY COMMISSION

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AFFIRMATION/DISCUSSION AND VOTE

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PUBLIC MEETING

Nuclear Regulatory Commission  
One White Flint North  
Rockville, Maryland

Thursday, August 16, 1990

The Commission met in open session,  
pursuant to notice, at 10:05 a.m., Kenneth M. Carr,  
Chairman, presiding.

COMMISSIONERS PRESENT:

KENNETH M. CARR, Chairman of the Commission  
KENNETH C. ROGERS, Commissioner  
JAMES R. CURTISS, Commissioner  
FORREST J. REMICK, Commissioner

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STAFF SEATED AT THE COMMISSION TABLE:

SAMUEL J. CHILK, Secretary

WILLIAM C. PARLER, General Counsel

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

10:05 a.m.

CHAIRMAN CARR: Good morning, ladies and gentlemen.

This is an affirmation session. We have two items to come before us this morning.

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?

If not, Mr. Secretary, please proceed.

SECRETARY CHILK: The first item, Mr. Chairman, is SECY-90-209. It is the final 1990 Waste Confidence Decision and Amendments to 10 CFR Part 51.

In this paper, the Commission is being asked to approve issuance of a final waste confidence decision review and final conforming amendments to 10 CFR Part 51. As a result of its review, the Commission has revised the second and fourth findings of the 1984 Waste Confidence Decision and has reaffirmed the other three findings.

The Commission is also changing its original commitment to review its decision at least every five years to a commitment to review the decision at least every ten years or when significant

1 and pertinent unexpected events occur.

2 All Commissioners have approved the final  
3 decision review and the conforming amendments to 10  
4 CFR Part 51 with modifications that are attached to  
5 our memorandum of August the 15th.

6 Would you please affirm your votes?

7 CHAIRMAN CARR: Aye.

8 COMMISSIONER ROGERS: Aye.

9 COMMISSIONER CURTISS: Aye.

10 COMMISSIONER REMICK: Aye.

11 SECRETARY CHILK: The second item is SECY-  
12 90-255. It's a Final Rule on Informal Proceedings for  
13 Reactor Operator and Senior Reactor Operator Licensing  
14 Adjudications.

15 Here the Commission is being asked to  
16 approve a final rule which provides procedures for the  
17 use of informal adjudicatory procedures in non-  
18 enforcement operator licensing proceedings. The Rule  
19 also includes express permission for an applicant to  
20 include within the request for a hearing a request  
21 that the presiding officers will recommend to the  
22 Commission that procedures other than those specified  
23 in Subpart L be used in the proceeding.

24 All Commissioners have approved the final  
25 rule as attached to our memorandum of August the 15th.

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Would you please affirm your votes?

CHAIRMAN CARR: Aye.

COMMISSIONER ROGERS: Aye.

COMMISSIONER CURTISS: Aye.

COMMISSIONER REMICK: Aye.

CHAIRMAN CARR: Is there anything else to  
come before us today?

SECRETARY CHILK: I have nothing, sir.

CHAIRMAN CARR: If not, we stand  
adjourned.

(Whereupon, at 10:08 a.m., the above-  
entitled matter was adjourned.)

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This is to certify that the attached events of a meeting  
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PLACE OF MEETING: ROCKVILLE, MARYLAND

DATE OF MEETING: AUGUST 16, 1990

were transcribed by me. I further certify that said transcription  
is accurate and complete, to the best of my ability, and that the  
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Reporter's name: Peter Lynch

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