

NUCLEAR REGULATORY COMMISSION

ORIGINAL

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COMMISSION MEETING

In the Matter of: AFFIRMATION SESSION - 81-20
PUBLIC MEETING

DATE: May 28, 1981 PAGES: 1 - 5
AT: Washington, D. C.

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

AFFIRMATION SESSION - 81-20

PUBLIC MEETING

Nuclear Regulatory Commission

Room 1130
1717 H Street, N. W.
Washington, D. C.

Thursday, May 28, 1981

The Commission met, pursuant to notice, at
3:40 p.m.

BEFORE:

JOSEPH M. HENDRIE, Chairman of the Commission
VICTOR GILINSKY, Commissioner
PETER A. BRADFORD, Commissioner
JOHN F. AHEARNE, Commissioner

STAFF PRESENT:

S. CHILK
L BICKWIT

* * *

DISCLAIMER

This is an unofficial transcript of a meeting of the United States Nuclear Regulatory Commission held on May 28, 1981 in the Commission's offices at 1717 H Street, N. W., Washington, D. C. 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 informational 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 determinations 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 to Members of the subcommittees listed in the paper and to
2 delegate to the EDO and the Deputy EDO the authority to
3 grant access authorization to the Members who request it for
4 so long as they serve as Members of the committees.

5 Would you please affirm your vote.

6 (Chorus of Ayes.)

7 CHAIRMAN HENDRIE: Now I guess I do the next item.

8 MR. CHILK: Let me take up the Madden FOIA appeal.

9 CHAIRMAN HENDRIE: Well, you need a vote on it.

10 MR. CHILK: Yes, I do.

11 CHAIRMAN HENDRIE: We would like to consider as an
12 additional affirmation item the Madden FOIA appeal, SECY
13 81-298.

14 In order to consider it I will ask you to join me
15 in voting to hold an affirmation session on this item on
16 less than one week's notice.

17 Those in favor say Aye.

18 (Chorus of Ayes.)

19 CHAIRMAN HENDRIE: So ordered.

20 Go ahead, Sam.

21 MR. CHILK: SECY 81-298, the Commission has
22 unanimously approved withholding the 16 documents under
23 Exemption 5. While concurring with the Commission's action,
24 Commissioner Ahearne in referring to the release of
25 budgetary information stated he still believes the budgetary

1 items should not be released.

2 Would you please affirm your vote.

3 (Chorus of Ayes.)

4 MR. CHILK: The last item is SECY 81-220,
5 Commission review of ALAB-603, St. Lucie Nuclear Power
6 Plant. The Chairman, Commissioner Bradford and Commissioner
7 Aheane have approved a memorandum and order. Commissioner
8 Ahearne has also provided additional views. Commissioner
9 Gilinsky is preparing separate views which I do not believe
10 the Commissioners have seen.

11 What is the pleasure of the Commission? Are you
12 prepared to affirm it subject to those views or what are
13 your desires?

14 CHAIRMAN HENDRIE: I am prepared to go ahead.
15 Vic, you can add your comments when you have them.

16 COMMISSIONER BRADFORD: If there is no great push
17 one way or the other, I guess I would just as soon see the
18 comments before we affirm.

19 *Commissioner Ahearne*
~~CHAIRMAN HENDRIE:~~ I am with Peter there.

20 CHAIRMAN HENDRIE: All right, we will not affirm
21 that one.

22 That concludes the affirmation session.

23 Now, I have one more piece of business. I would
24 like to have two votes because there is another item of
25 business that we ought to take up here, a discussion of

1 response to Duke Power's request for a waiver exception or
2 exemption from the full provisions of Appendix B to 10
3 C.F.R. Part 2.

4 I would ask you, first of all, to join me in
5 voting to hold this meeting on less than one week's notice.

6 Those in favor?

7 (Chorus of Ayes.)

8 CHAIRMAN HENDRIE: So ordered.

9 Secondly, because it is an adjudicatory matter, I
10 will ask you to join me in voting to close the meeting under
11 Exemption 10 of the Sunshine Act and the Commission's
12 regulations.

13 Those in favor?

14 (Chorus of Ayes.)

15 CHAIRMAN HENDRIE: So ordered.

16 (Whereupon, at 3:45 p.m., the affirmation session
17 concluded.)

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NUCLEAR REGULATORY COMMISSION

This is to certify that the attached proceedings before the
COMMISSION MEETING

in the matter of: Affirmation Session - 81-20

Date of Proceeding: May 28, 1981

Docket Number: _____

Place of Proceeding: Washington, D. C.

were held as herein appears, and that this is the original transcript thereof for the file of the Commission.

Mary C. Simons

Official Reporter (Typed)

Mary C Simons

Official Reporter (Signature)