

NOTATION VOTE

RESPONSE SHEET

RELEASED TO THE PDR

10/19/90

date

initials

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION

FROM: CHAIRMAN CARR

SUBJECT: SECY-90-292 - OPTIONS AND PROCEDURES FOR DIRECT COMMISSION REVIEW OF LICENSING BOARD DECISIONS AND TRANSITION PLAN FOR PHASING OUT APPEAL PANEL

APPROVED w/comment DISAPPROVED ABSTAIN

NOT PARTICIPATING REQUEST DISCUSSION

COMMENTS: See attached comments.

Kenneth Carr

SIGNATURE

9.12.90

DATE

RELEASE VOTE

WITHHOLD VOTE

ENTERED ON "AS" YES No

Chairman Carr's Comments on SECY-90-292

I approve OGC's proposals as follows:

1. I favor discretionary rather than mandatory Commission review using standards similar to those adopted by the Commission in 1962. I favor continuing the immediate effectiveness review procedures for significant licensing board decisions. I would also agree with the proposal to amend our rules to make explicit that the filing of a review petition is mandatory for a party who wants to exhaust administrative remedies provided that the procedures we adopt provide for an expeditious, summary review of such petitions.
2. I favor the establishment of a separate Opinion Writing Office reporting directly to the Commission. Procedures should be adopted to provide for consultation and coordination with the General Counsel or his designee during the opinion writing process.
3. With respect to a transition plan, I favor OGC's recommendation described in Option C2.

9.12.90



TRANSMITTAL TO: X Document Control Desk, P1-24

ADVANCE COPY TO: _____ Public Document Room*

DATE: 10/19/90

FROM: SECY, Operations Branch *[Signature]*

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- 1. Secy-90-292 11. _____
revised memo
- 2. 90-292 dtd 10/9/90 12. _____
Chm Laris note
- 3. Sheet on 90-292 13. _____
Com. Rogers note
- 4. Sheet on 90-292 14. _____
Com. Curtiss note
- 5. Sheet on 90-292 15. _____
- 6. Secy-90-337 16. _____
- 7. " 90-338 17. _____
- 8. " 90-339 18. _____
- 9. " 90-342 19. _____
- 10. " 90-344 20. _____



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