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Meeting Title: Affirmation/Des & Date

Meeting Date: 1/24/91 Open X Closed _____

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Title: AFFIRMATION/DISCUSSION AND VOTE

Location: ROCKVILLE, MARYLAND

Date: JANUARY 24, 1991

Pages: 5 PAGES

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UNITED STATES OF AMERICA
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, January 24, 1991

The Commission met in open session,
pursuant to notice, at 3:32 p.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

3:32 p.m.

CHAIRMAN CARR: Good afternoon, ladies and gentlemen.

This is an affirmation session. We have one item to come before us this afternoon.

Before I ask the Secretary to lead us through the item 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 item before the Commission, Mr. Chairman, is SECY-90-407, Request for Hearings and Petitions to Intervene Regarding the Request for a "Possession Only" License for Shoreham.

The Commission is being asked to respond to requests for hearings and petitions to intervene regarding a request by the Long Island Lighting Company for an amendment to its license to authorize LILCO to "possess and use but not operate the" Shoreham nuclear plant.

The Commission, with Commissioner Rogers, Curtiss and Remick agreeing, have approved an order which is attached to our memorandum of January 23rd which determines:

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1 One, that the requested amendment would
2 indeed transform the Shoreham operating license into
3 a possession only license;

4 Two, that such a possession only license
5 may be issued without any preliminary or final
6 decommissioning information;

7 And three, that the petition should be
8 forwarded to the Licensing Board for consideration
9 under the Commission's normal rules of practice, for
10 example 10 CFR 2.714, and consistent with this order
11 and the Commission's recent decision, CLI-90-08, on
12 other petitions filed by the same petitioners.

13 Chairman Carr has disapproved the order.
14 He believes that a preliminary plan containing
15 sufficient information to provide the Commission with
16 the necessary assurance that adequate funding for safe
17 decommissioning will be provided on a timely basis
18 must be submitted prior to the issuance of a POL.

19 The additional concurring views of
20 Commissioner Curtiss and the dissenting views of
21 Chairman Carr are attached to the order.

22 Would you please affirm your votes.

23 CHAIRMAN CARR: Aye.

24 COMMISSIONER ROGERS: Aye.

25 COMMISSIONER CURTISS: Aye.

1 COMMISSIONER REMICK: Aye.

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

4 SECRETARY CHILK: I have nothing.

5 CHAIRMAN CARR: If not, we stand
6 adjourned.

7 (Whereupon, at 3:35 p.m., the above-
8 entitled matter was adjourned.)

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TITLE OF MEETING: AFFIRMATION/DISCUSSION AND VOTE

PLACE OF MEETING: ROCKVILLE, MARYLAND

DATE OF MEETING: JANUARY 24, 1991

were transcribed by me. I further certify that said transcription
is accurate and complete, to the best of my ability, and that the
transcript is a true and accurate record of the foregoing events.

Carol Lynch

Reporter's name: Peter Lynch

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