



OFFICE OF THE
SECRETARY

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001
March 30, 1999

RELEASED TO THE PDR	
3/30/99	OKW
date	initials

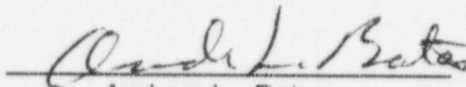
COMMISSION VOTING RECORD

DECISION ITEM: SECY-98-296

TITLE: AGENCY POLICY REGARDING LICENSEE RECAPTURE
OF LOW-POWER TESTING OR SHUTDOWN TIME FOR
NUCLEAR POWER PLANTS

The Commission (with Chairman Jackson and Commissioners Diaz and McGaffigan agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of March 30, 1999. Commissioners Dicus and Merrifield approved in part and disapproved in part.

This Record contains a summary of voting on this matter together with the individual vote sheets, views and comments of the Commissioners, and the SRM of March 30, 1999.


Andrew L. Bates
Acting Secretary of the Commission

Attachments:

1. Voting Summary
2. Commissioner Vote Sheets
3. Final SRM

cc: Chairman Jackson
Commissioner Dicus
Commissioner Diaz
Commissioner McGaffigan
Commissioner Merrifield
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PDR
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PDR COMMS NRCC
CORRESPONDENCE PDR

VOTING SUMMARY - SECY-98-296

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. JACKSON	X				X	2/10/99
COMR. DICUS	X	X			X	1/19/99
COMR. DIAZ	X				X	1/11/99
COMR. McGAFFIGAN	X				X	2/2/99
COMR. MERRIFIELD	X	X			X	1/8/99

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation to allow Grand Gulf, and similarly situated plants, to recover time spent in low power testing within their full power operating license provided a separate full power operating license was issued. Chairman Jackson and Commissioners Dicus, Diaz, and Merrifield requested additional information on whether it is possible to also allow licensees without separate FPOLs to seek recapture of time spent in extended low power conditions through license amendment requests. All Commissioners also approved the staff's recommendation to continue to grant license amendment requests to amend the expiration dates of licenses to recover time spent in construction in cases where the 40-year license term began with the construction. Chairman Jackson and Commissioners Diaz and McGaffigan approved the staff's recommendation to deny license amendment requests to amend the expiration date of the license to recapture time spent in a shutdown condition. Commissioners Dicus and Merrifield disapproved this action and would have preferred additional information prior to deciding the issue. Subsequently, the comments of the Commission were incorporated into the guidance to staff as reflected in the SRM issued on March 30, 1999.