

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook
Secretary of the Commission

FROM: COMMISSIONER DICUS

SUBJECT: SECY-99-010 - CLOSURE OF ORDER REQUIRING
INDEPENDENT, THIRD-PARTY OVERSIGHT OF
NORTHEAST NUCLEAR ENERGY COMPANY'S
IMPLEMENTATION OF RESOLUTION OF THE MILLSTONE
STATION EMPLOYEES' SAFETY CONCERNS

Approved X Disapproved Abstain

Not Participating Request Discussion

COMMENTS:

See attachment.

Greta Joy Davis
SIGNATURE

Release Vote / X /

February 18, 1999
DATE

Withhold Vote / /

Entered on "AS" Yes X No

Commissioner Dicus' comments on SECY-99-010

I agree with the staff's conclusion that NNECO has demonstrated, by its sustained performance in executing its ECP and in establishing an SCWE, that the conditions that led to the requirement of having a third-party oversight organization have been corrected. Therefore, I agree that the Order can be closed. However, closure of the Order does not mean third party oversight should not be continued. The issue is what is the process that should be used to institute third party oversight.

Based on NNECO's actions to improve its ECP and establish an SCWE, I believe NNECO should be given the opportunity to demonstrate its commitment to its ECP and SCWE. By lifting the Order, NNECO is given that opportunity. With NNECO's commitment to continue Little Harbor's third party oversight, it is taking the actions necessary to ensure its current level of performance in executing its ECP is sustained and the SCWE it has worked hard to establish will continue to exist.

However, due to the ongoing organizational changes at Millstone, the pending restart of Unit 2, and continuing efforts to further improve the ECP/SCWE, I believe the staff should develop, and provide to the Commission, an inspection plan for future inspections of the ECP/SCWE. The plan should provide for periodic assessments until these activities at Millstone have been successfully completed.