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NUCLEAR REGULATORY COMMISSION

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IN THE MATTER OF:

PUBLIC MEETING

AFFIRMATION SESSION 79-23

Place - Washington, D. C.

Date - Thursday, 9 August 1979

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1 UNITED STATES OF AMERICA  
2 NUCLEAR REGULATORY COMMISSION

3 PUBLIC MEETING

4 AFFIRMATION SESSION 79-23

5  
6 Room 1130  
7 1717 H Street, N. W.  
8 Washington, D. C.

9 Thursday, 9 August 1979

10 The Commission met, pursuant to notice, at 11:50 a.m.

11 BEFORE:

12 DR. JOSEPH M. HENDRIE, Chairman

13 VICTOR GILINSKY, Commissioner

14 RICHARD T. KENNEDY, Commissioner

15 PETER A. BRADFORD, Commissioner

16 JOHN F. AHEARNE, Commissioner

17 ALSO PRESENT:

18 Messrs. Bickwit, Ostrach, Snyder, and Chilk.  
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11p

1 CHAIRMAN HENDRIE: Where is Leonard? Do we need  
2 counsel?

3 COMMISSIONER OSTRACH: I believe so, Mr. Chairman.

4 CHAIRMAN HENDRIE: Sam, am I going to have an  
5 affirmation session or discussion?

6 COMMISSIONER CHILK: Affirmation.

7 CHAIRMAN HENDRIE: Do we need him?

8 COMMISSIONER KENNEDY: He has a number of changes  
9 which he wants to call to our attention. Here he is.

10 CHAIRMAN HENDRIE: All right. If we can come to  
11 order again. We have now an affirmation session in hand.

12 Sam, do you want to start us out?

13 COMMISSIONER CHILK: This is an affirmation of the  
14 item one order distributed to you by the general counsel on  
15 the 8th of August together with a suggested revision  
16 distributed to you by Mr. Bradford on the same day. It's  
17 the basic order that you're being asked to affirm.

18 I believe the general counsel may have what I understand  
19 are some minor changes which he will relate to you.

20 COMMISSIONER BICKWIT: I have had a chance to  
21 relate to some of the commissioners the changes. I could  
22 run through them quickly, if that is what you would like or  
23 you could take my word that they are minor, with one  
24 exception. And that is Commissioner Bradford's proposed  
25 sentence which I understand all of you have seen and do not

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1 your going affirmation on the matter.

2 CHAIRMAN HENDRIE: There also is a comma here and  
3 a better word there at the last minute. I don't need to see  
4 those.

5 COMMISSIONER KENNEDY: I have already checked them  
6 and found them satisfactory, and I agree with the sentence  
7 which Commissioner Bradford wishes to ad.

8 COMMISSIONER CHILK: All of the commissioners have  
9 then agreed with the basic order, and the changes  
10 recommended by Mr. Bradford, you qualified your acceptance  
11 by noting his change without objection. I would ask you to  
12 affirm.

13 CHAIRMAN HENDRIE: Those in favor?

14 (A chorus of ayes.)

15 COMMISSIONER KENNEDY: In doing so, let me note,  
16 however, I want to note a particularly egregious article in  
17 the Washington Post this morning which was unfortunately  
18 inaccurate. I would like to read the sentence to which the  
19 article was addressed, the sentence in the order being  
20 diametrically opposed to that view given in the Washington  
21 Post.

22 I read, "While real and substantial concern attaches to  
23 issues such as psychological distress and others arising  
24 from the continuing impact of the Three Mile Island accident  
25 unrelated to exposure to radiation to the citizens living

1 near the plant, the Commission has not determined whether  
2 such issues can be legally relevant to this proceedings."

3 The Washington Post gave the impression that that matter  
4 had been decided in the affirmative. I wish simple to note  
5 that it has not been decided. I would hope that our members  
6 of the Fourth Estate present would take notice.

7 COMMISSIONER BRADFORD: I agree with that reading.

8 CHAIRMAN HENDRIE: Very good.

9 COMMISSIONER BICKWIT: As the sources of some of  
10 that story, I might say that I agree with that reading also.

11 COMMISSIONER KENNEDY: I'm glad because it is  
12 plain English. The word "not" has only one meaning to me,  
13 even though to some it may have different meanings or  
14 misunderstandings.

15 CHAIRMAN HENDRIE: You lose a not here, you put  
16 one in there.

17 COMMISSIONER KENNEDY: I always put them back  
18 where they belong.

19 COMMISSIONER GILINSKY: Of course, in cables they  
20 put not, repeat not.

21 COMMISSIONER AHEARNE: You understand why.

22 COMMISSIONER KENNEDY: It may be that in the  
23 future we're going to have to do that.

24 CHAIRMAN HENDRIE: Okay.

25 COMMISSIONER CHILK: That completes the

1 affirmation hearing.

2 CHAIRMAN HENDRIE: That completes the affirmation  
3 session. I would ask the commissioners if they could please  
4 stay for another short session. I had scheduled continuation  
5 of the budget markup sessions both at this time for another  
6 approximately 45 minutes and also for this afternoon. It  
7 seems to me that we will not need this afternoon's meeting,  
8 and I don't propose to need anything more than a few minutes  
9 this morning.

10 (Whereupon, the hearing was concluded at 11:57  
11 a.m., August 9, 1979.)

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