

AFFIRMATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: COMMISSIONER MCGAFFIGAN

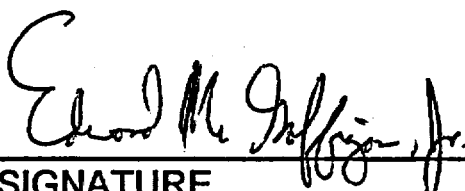
SUBJECT: **SECY-99-240 - FINAL AMENDMENTS TO 10 CFR PARTS 21, 50, AND 54 AND AVAILABILITY FOR PUBLIC COMMENT OF DRAFT REGULATORY GUIDE DG-1081 AND DRAFT STANDARD REVIEW PLAN SECTION 15.0.1 REGARDING USE OF ALTERNATIVE SOURCE TERMS AT OPERATING REACTORS**

Approved Disapproved _____ Abstain _____

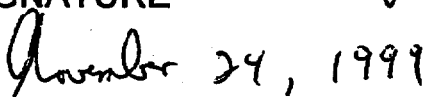
Not Participating _____

COMMENTS:

See attached comments and edits.



SIGNATURE



DATE

Entered on "AS" Yes No _____

Commissioner McGaffigan's Comments on SECY-99-240

I concur in the comments of Chairman Meserve, and Commissioners Dicus and Merrifield. I note that the staff continues to make it clear in the various attachments that this regulation is not intended to provide licensees with relief from NRC's emergency planning requirements, which go well beyond source term considerations. I would have liked this clarification in the rule itself, as I voted during consideration of the proposed rule (SECY-98-289). But I will not press this issue further since no member of the public requested this clarification in the public comment period.

I suggest one edit to the last paragraph of the second page of the press release (Attachment 7), revising that paragraph to the following:

But what occurred in the Three Mile Island accident, in addition to extensive research which followed it, suggested that a release into the containment would be phased, rather than immediate, and that the radioactive iodine would be predominantly in the form of cesium iodide, an aerosol that is more amenable to mitigation mechanisms. Revised source terms published by NRC in 1995 reflected those findings. (Edit underlined)

