

AFFIRMATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary  
FROM: COMMISSIONER DIAZ  
SUBJECT: SECY-99-268 - FINAL RULE -- AP600 DESIGN  
CERTIFICATION

Approved  *LD* Disapproved \_\_\_\_\_ Abstain \_\_\_\_\_  
Not Participating \_\_\_\_\_

COMMENTS:

See attached comments. *LD*

Nils J. Diaz *Nils J. Diaz*  
SIGNATURE \_\_\_\_\_  
12/6/99  
DATE \_\_\_\_\_

Entered on "AS" Yes  No \_\_\_\_\_

**COMMISSIONER DIAZ' COMMENTS ON SECY-99-268**

I approve the staff's recommendation to publish the final rule that will amend 10 CFR Part 52 to certify the AP600 standard plant design. I also approve the final environmental assessment. The staff is to be commended for its thorough and timely review of this application.

As it did in the proposed rule published in the Federal Register (64 FR 27626), the staff should discuss in the supplementary information that Section VIII.B.5 (the 10 CFR 50.59-like change process) may be revised in the future as part of the Part 52 rulemaking. This future revision should make the change process for Part 52 compatible with the recent revisions to 10 CFR 50.59.

A handwritten signature in black ink, appearing to be 'LD', is written below the text.