

December 22, 1998

COMMISSION VOTING RECORD

DECISION ITEM: SECY-98-275

TITLE: REPORT TO CONGRESS ON THE GASEOUS DIFFUSION PLANTS LOCATED NEAR PADUCAH,
KENTUCKY, AND PORTSMOUTH, OHIO

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of December 22, 1998.

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 December 22, 1998.

John C. Hoyle
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
OGC
EDO
PDR
DCS

VOTING SUMMARY - SECY-98-275

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. JACKSON	X					12/9/98
COMR. DICUS	X				X	12/15/98
COMR. DIAZ	X					12/10/98
COMR. McGAFFIGAN	X				X	12/10/98
COMR. MERRIFIELD	X					12/7/98

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation and some provided additional comments. Subsequently, the comments of

the Commission were incorporated into the guidance to staff as reflected in the SRM issued on December 22, 1998.

Commissioner Comments on SECY-98-275

Commissioner Dicus' comments on SECY-98-275

The Network Announcement, located at the end of the Report to Congress announcing Hugh Thompson's retirement, should be removed.

Commissioner McGaffigan's comments on SECY-98-275

Insert on Page 24 of SECY-98-275

Current law (section 193(b) of the Atomic Energy Act) requires the Commission to conduct "a single adjudicatory hearing on the record with regard to the licensing of the construction and operation of a uranium enrichment facility" such as the proposed AVLIS facility. The Commission in a September 4, 1998 staff requirements memorandum stated that "the NRC should consider seeking legislation that would modify section 193's inflexible approach to hearings." The Commission directed the staff "to review and advise the Commission on legislative and rulemaking options that would further enhance the Commission's ability to utilize informal procedures in any proceeding in which formalized trial type procedures are currently used." That staff report is due on December 31, 1998. The Commission will report to Congress on its decision whether to seek an amendment to section 193 as part of its FY 2000 legislative program.