

August 18, 1999

COMMISSION VOTING RECORD

DECISION ITEM: SECY-99-195

TITLE: NOTATION VOTE ON AN EXEMPTION FOR DECOMMISSIONING MANAGEMENT PROGRAM SITES WITH DECOMMISSIONING PLANS UNDER NUCLEAR REGULATORY COMMISSION REVIEW AND ELIGIBLE FOR GRANDFATHERING, PURSUANT TO 10 CFR 20.1401(b)(3)

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of August 18, 1999.

This Record contains a summary of voting on this matter together with the individual vote sheets, views and comments of the Commission, and the SRM of August 18, 1999.

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Andrew L. Bates  
Acting Secretary of the Commission

Attachments: 1. Voting Summary  
2. Commissioner Vote Sheets  
3. Final SRM

cc: Chairman Dicus  
Commissioner Diaz  
Commissioner McGaffigan  
Commissioner Merrifield  
OGC  
EDO  
PDR  
DCS

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VOTING SUMMARY - SECY-99-195

RECORDED VOTES

	<b>APRVD</b>	<b>DISAPRVD</b>	<b>ABSTAIN</b>	<b>NOT PARTICIP</b>	<b>COMMENTS</b>	<b>DATE</b>
COMR. DICUS	X				X	8/11/99
COMR. DIAZ	X				X	8/5/99
COMR. McGAFFIGAN	X					7/30/99
COMR. MERRIFIELD	X				X	8/10/99

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation and provided some additional comments. Subsequently, the comments of the Commission were incorporated into the guidance to staff as reflected in the SRM issued on August 18, 1999.

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Commissioner Comments on SECY-99-195

CHAIRMAN DICUS

I concur with the staff's proposal to issue exemptions pursuant to 10 CFR 20.1401(b)(3), that extends the August 20, 1999, deadline to (August 20,

2000, or choose another date), to grandfather those sites whose decommissioning plans cannot be approved by the August 20, 1999, deadline. Please note however, that after discussions with OGC, the issuance of the exemptions would not be carried out by Orders, as the paper suggests, but rather by issuance of letters to licensees informing them of the exemption granted.

COMMISSIONER DIAZ

I approve the proposal contained in SECY-99-195, and I share the concerns expressed by the Commission, at the July 29 Commission meeting, about our being informed early of potential problems encountered in carrying out agency policies.

COMMISSIONER MERRIFIELD

I approve the staff's recommendation to grant exemptions to 10 CFR 20.1401(b)(3) for the sites listed in SECY 99-195. I reiterate the concern I expressed at the July 29, 1999 Commission meeting regarding the need for timely notification of the Commission when difficulties are encountered by the staff in meeting Commission requirements.