

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

AFFIRMATION SESSION

PUBLIC MEETING

Nuclear Regulatory Commission
Commission Hearing Room
11555 Rockville Pike
Rockville, Maryland

Wednesday, February 14, 2001

The Commission met in open session, pursuant to notice, at 10:25 a.m., Richard A. Meserve, Chairman, presiding.

COMMISSIONERS PRESENT:

RICHARD A. MESERVE, Chairman
GRETA J. DICUS, Member of the Commission
EDWARD MCGAFFIGAN, JR., Member of the Commission
JEFFREY S. MERRIFIELD, Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

ANNETTE L. VIETTI-COOK, Secretary
STEPHEN G. BURNS, Deputy General Counsel

2

DISCLAIMER

This is an unofficial transcript of a meeting of the United States Nuclear Regulatory Commission on February 14, 2001 in the Commission's office at One White Flint North, Rockville, Maryland. The meeting was open to public attendance and observation. This transcript has not been reviewed, corrected or edited, and it may contain inaccuracies.

The transcript is intended solely for general information purposes. As provided by 10 CFR 9.103, it is not part of the formal or informal record of decision of the matters discussed. Expressions of opinion in this transcript do not necessarily reflect final determination or beliefs. No pleading or other paper may be filed with the Commission in any proceeding as the result of, or addressed to, any statement or argument contained herein, except as the Commission may authorize.

3

[10:25 a.m.]

PROCEEDINGS

CHAIRMAN MESERVE: Good morning. This is an affirmation session. We have one item on the agenda. Madam Secretary you may proceed.

MS. VIETTI-COOK: The Commission is being asked to act on an Order responding to the Atomic Safety and Licensing Board's request for Commission review of whether the applicant's (Private Fuel Storage, L.L.C.) request for exemption from the agency's seismic hazards regulations should be adjudicated and the Board's referral of the decision that Utah's exemption related issues would be admissible were it to entertain Utah's exemption challenge. The Commission has voted to approve an Order which grants review and sets the case for briefing. Would you please affirm your votes.

CHAIRMAN MESERVE: Aye.

COMMISSIONER DICUS: Aye

COMMISSIONER MCGAFFIGAN: Aye

COMMISSIONER MERRIFIELD: Aye

Commissioner Diaz had previously indicated that he had approved the Order and had he been present he would affirmed his prior vote. That's all I have.

CHAIRMAN MESERVE: Thank you very much. We're adjourned. [10:30 a.m.]

4

CERTIFICATE

This is to certify that the attached description of a meeting of the U.S. Nuclear Regulatory Commission entitled:

TITLE OF MEETING: Affirmation Session
(PUBLIC MEETING)
PLACE OF MEETING: Rockville, Maryland

DATE OF MEETING: February 14, 2001

was held as herein appears, is a true and accurate record of the meeting, and that this is the original transcript thereof taken stenographically by me, thereafter reduced to typewriting by me or under the direction of the court reporting company.

Transcriber: NANCY GREATHEAD
Reporter: (Tape Recording)