

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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AFFIRMATION SESSION

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PUBLIC MEETING

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Nuclear Regulatory Commission  
Commission Hearing Room  
11555 Rockville Pike  
Rockville, Maryland  
Tuesday, July 23, 2002

The Commission met in open session, pursuant to notice, at 1:45 p.m.,

Richard A. Meserve, Chairman, presiding.

COMMISSIONERS PRESENT:

RICHARD A. MESERVE, Chairman

NILS J. DIAZ, Member of the Commission (VIA TELECON)

EDWARD MCGAFFIGAN, JR., Member of the Commission

STAFF AND PRESENTERS SEATED AT THE COMMISSION TABLE:

ANDREW L. BATES, Acting Secretary

KAREN D. CYR, Office of the General Counsel

DISCLAIMER

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P R O C E E D I N G S

CHAIRMAN MESERVE: Good afternoon. Commissioner Diaz, are you on the telephone?

COMMISSIONER DIAZ: I sure am.

CHAIRMAN MESERVE: Welcome. This is an affirmation session. We have two items to come before us this afternoon. Would you please proceed?

MR. BATES: Mr. Chairman and Commissioners, the first item this afternoon is SECY-02-0096, it's a direct final rule on electronic maintenance and submission of information.

The Commission is being asked to act on a final rule that amends the NRC communications regulations to help bring the regulations

into compliance with the Government Paperwork Elimination Act. The Commission has voted to approve the publication and implementation of this direct final rule subject to a number of changes that were provided to you earlier in the attachment. Will you affirm your vote please?

CHAIRMAN MESERVE: Aye.

COMMISSIONER DIAZ: Aye.

COMMISSIONER MCGAFFIGAN: Aye.

MR. BATES: The second item is SECY-02-0113, in the matter of Duke Energy Corporation and the McGuire Nuclear Station, as well as the Catawba Nuclear Station, and it deals with the appeal of the Licensing Board Decision 02-04, in the SAMA Contention. The Commission is being asked to act on a Memorandum and Order responding to appeals by the Duke Energy Corporation and the NRC staff of LBP-02-04, which granted the petitions to intervene and requests for hearing of the Blue Ridge Environmental Defense League and the Nuclear Information and Resource Service. The Commission has voted to approve a Memorandum and Order which affirmed LBP-02-04 insofar as it admitted the first part of the Severe Accident Mitigation Alternatives contention related to hydrogen igniters and station blackout, but it reverses the Board's admission of the proposed hydro-electric line as part of the SAMA contention. Will you please affirm your vote?

CHAIRMAN MESERVE: Aye.

COMMISSIONER DIAZ: Aye.

COMMISSIONER MCGAFFIGAN: Aye.

MR. BATES: That's all I have.

CHAIRMAN MESERVE: Very good. Thank you very much. And with that, we're adjourned.

#### 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:	July 23, 2002

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: DARLENE K. WRIGHT

Reporter: (TAPE RECORDING)