



SECRETARY

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

January 5, 2000

RELEASED TO THE PDR
1/5/00 JKW
date initials

COMMISSION VOTING RECORD

DECISION ITEM: SECY-99-272

TITLE: AGREEMENT STATE COMPATIBILITY FOR
CRITICALITY REQUIREMENTS APPLICABLE TO
LOW-LEVEL WASTE DISPOSAL FACILITIES

The Commission (with Commissioners Dicus, Diaz, and Merrifield agreeing and Chairman Meserve and Commissioner McGaffigan disagreeing) disapproved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of January 5, 2000.

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 January 5, 2000.

Annette L. Vietti-Cook
Secretary of the Commission

Attachments:

- 1. Voting Summary
- 2. Commissioner Vote Sheets
- 3. Final SRM

- cc: Chairman Meserve
Commissioner Dicus
Commissioner Diaz
Commissioner McGaffigan
Commissioner Merrifield
OGC
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DCS

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VOTING SUMMARY - SECY-99-272

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. MESERVE	X				X	12/20/99
COMR. DICUS		X			X	12/21/99
COMR. DIAZ		X			X	12/14/99
COMR. McGAFFIGAN	X					12/9/99
COMR. MERRIFIELD		X			X	12/22/99

COMMENT RESOLUTION

In their vote sheets, Commissioners Dicus, Diaz, and Merrifield disapproved the staff's recommendation because the proposed staff actions are not necessary for the adequate protection of the public health and safety. Chairman Meserve and Commissioner McGaffigan approved the staff's recommendation. Chairman Meserve commented that although the likelihood of an emplacement criticality event from SNM is small, it does not appear that the burden associated with addressing the risk is very significant. Subsequently, the comments of the Commission were incorporated into the guidance to staff as reflected in the SRM issued on January 5, 2000.