

**NOTATION VOTE**

**RESPONSE SHEET**

TO: Annette Vietti-Cook, Secretary

FROM: COMMISSIONER OSTENDORFF

SUBJECT: SECY-11-0002 – PROPOSED RULE: AP1000 DESIGN  
CERTIFICATION AMENDMENT (RIN 3150-AI81)

Approved  Disapproved  Abstain

Not Participating

COMMENTS: Below  Attached  None

  
\_\_\_\_\_  
SIGNATURE

  
\_\_\_\_\_  
DATE

Entered on "STARS" Yes  No

**Commissioner Ostendorff's Comments on SECY 11-0002**

"Proposed Rule: AP1000 Design Certification Amendment (RIN 3150-A181)"

I approve the staff's proposed AP1000 rulemaking for publication in the *Federal Register*. The NRC staff and ACRS's review of the AP1000 design for compliance with aircraft impact requirements and evaluation of numerous updates to the original AP1000 design represents exceptional service and contribution to the NRC's safety mission. Of particular exemplary effort was the staff's identification of AP1000 shield building vulnerabilities that had existed in an earlier proposed design. In reviewing this first-of-a-kind design, the staff appropriately demonstrated a questioning, safety-focused attitude to identify and resolve critical-safety issues. These issues were handled with high technical and managerial competence. Ultimately, the applicant made significant modifications to the shield building design which the staff and ACRS independently determined to be acceptable. I also commend the staff for embodying an open collaborative work environment that allows diverse or dissenting views to be raised and appropriately assessed using the NRC's established processes. I considered this particular AP1000 review prototypical of an NRC strength to vet issues openly and foster constructive resolution. The Commission is ultimately best served when safety issues are addressed in this manner. I look forward to reviewing the final rule and the staff's evaluation of comments on the proposed rule.