

**From:** "NELSON, Alan" <apn@nei.org>  
**To:** "kathy Gibson" <khg@nrc.gov>  
**Date:** Fri, Jan 26, 2001 2:46 PM  
**Subject:** NEI 99-01 NRC endorsement

Kathy:

On September 8, 2000, NEI forward to NRC NEI 99-01, Revision 4, Final "Methodology for Development of Emergency Action Levels," August 2000, for endorsement in Regulatory Guide 1.101, Revision 4 "Emergency Planning and Preparedness." The basis for the endorsement was the "Regulatory Analysis Revision 4 of Regulatory Guide 1.101 to Accept the Guidance in NEI 99-01 as an Alternative Methodology for the Development of Emergency Action Levels," August 2000.

It was anticipated that Regulatory Guide 1.101 would be published by the end of 2000. Apparently publication of full endorsement was delayed due to the recent NRC study "Technical Study of Spent Fuel Pool Accident Risk at Decommissioning Nuclear Power Plants," released January 18, 2001. On January 25, 2001 you indicated (by phone) that the risk study will require re-evaluation of Category D Defueled Station Malfunction/Appendix D Basis for Permanently Defueled Station Initiating Conditions and Category E Events Related to Independent Spent Fuel Storage Installations/Appendix E Basis for ISFSI Initiating Conditions.

We discussed several options relative to endorsement. After further deliberation the industry feels confident that the EALs submitted and supported by the regulatory analysis are correct. If you do not agree we request that the NEI 99-01 Rev 4, not be endorsed piece meal, but held off until final resolution of all issues.

Please call me if you would like to discuss further.

Alan Nelson

**CC:** "HENDRICKS, Lynnette" <lxh@nei.org>, "Glenn Tracy..."