

October 31, 2005

MEMORANDUM TO: Michael T. Lesar, Chief
Rules and Directives Branch
Division of Administrative Services
Office of Administration

FROM: Eileen McKenna, Acting Program Director */RA/*
Reactor Policy and Rulemaking Program
Division of Regulatory Improvement Programs
Office of Nuclear Reactor Regulation

SUBJECT: IMPLEMENTATION OF COMMISSION ACTION: PROPOSED
RULEMAKING TO AMEND THE DESIGN BASIS THREAT
REQUIREMENTS IN 10 CFR PART 73.1 (3150-AH60)

By Staff Requirements Memorandum dated October 27, 2005 (ADAMS Accession Number ML053000448) on SECY-05-0106, the Secretary of the Commission indicated that the Commission approved publication for comment of a proposed rule revising the design basis threat requirements in 10 CFR Part 73.1 subject to the changes noted.

Please implement the Commission's direction by arranging for publication of the proposed rule in the *Federal Register*. A marked-up copy of the revisions to the *Federal Register* notice (FRN) that conforms to the direction in the SRM is attached. Additionally, the following documents have been placed in ADAMS for your use:

<u>Item</u>	<u>Accession No.</u>	<u>Owner's Rights granted to:</u>
Clean copy of revised FRN	ML053040076	SECY and ADM/DAS/RDB
Congressional letters	ML052920471	OCA and ADM/DAS/RDB

Note that two printed copies of the FRN, the Congressional letters concurrence package and a diskette with files of the FRN, Congressional letters, and redline strikeout versions of the RA, EA, and PRM-73-12 comment table will be provided to you for your use following transmittal of this memo. Also, a separate concurrence package for the letter to the PRM-73-12 petitioner is provided (an electronic version of the letter is provided on the disk).

The public announcement for this proposed rule has been prepared by the Office of Public Affairs (OPA). A printed copy of OPA's announcement will be provided to you for your use following transmittal of this memo.

Note that the Office of Nuclear Security and Incident Response (NSIR) will be providing the proposed rule FRN to the Homeland Security Advisors. Please provide an electronic file of the final FRN to Richard Rasmussen, NSIR, and Timothy Reed, NRR/DRIP, once it has been signed by SECY.

Attachment: Redline-Strikeout version of Proposed Rule FRN
CONTACT: Timothy Reed, DRIP, NRR
(301) 415-1462, TAR@nrc.gov

October 31, 2005

MEMORANDUM TO: Michael T. Lesar, Chief
Rules and Directives Branch
Division of Administrative Services
Office of Administration

FROM: Eileen McKenna, Acting Program Director */RA/*
Reactor Policy and Rulemaking Program
Division of Regulatory Improvement Programs
Office of Nuclear Reactor Regulation

SUBJECT: IMPLEMENTATION OF COMMISSION ACTION: PROPOSED
RULEMAKING TO AMEND THE DESIGN BASIS THREAT
REQUIREMENTS IN 10 CFR PART 73.1 (3150-AH60)

By Staff Requirements Memorandum dated October 27, 2005 (ADAMS Accession Number ML053000448) on SECY-05-0106, the Secretary of the Commission indicated that the Commission approved publication for comment of a proposed rule revising the design basis threat requirements in 10 CFR Part 73.1 subject to the changes noted.

Please implement the Commission's direction by arranging for publication of the proposed rule in the *Federal Register*. A marked-up copy of the revisions to the *Federal Register* notice (FRN) that conforms to the direction in the SRM is attached. Additionally, the following documents have been placed in ADAMS for your use:

<u>Item</u>	<u>Accession No.</u>	<u>Owner's Rights granted to:</u>
Clean copy of revised FRN	ML053040076	SECY and ADM/DAS/RDB
Congressional letters	ML052920471	OCA and ADM/DAS/RDB

Note that two printed copies of the FRN, the Congressional letters concurrence package and a diskette with files of the FRN, Congressional letters, and redline strikeout versions of the RA, EA, and PRM-73-12 comment table will be provided to you for your use following transmittal of this memo. Also, a separate concurrence package for the letter to the PRM-73-12 petitioner is provided (an electronic version of the letter is provided on the disk).

The public announcement for this proposed rule has been prepared by the Office of Public Affairs (OPA). A printed copy of OPA's announcement will be provided to you for your use following transmittal of this memo.

Note that the Office of Nuclear Security and Incident Response (NSIR) will be providing the proposed rule FRN to the Homeland Security Advisors. Please provide an electronic file of the final FRN to Richard Rasmussen, NSIR, and Timothy Reed, NRR/DRIP, once it has been signed by SECY.

Attachment: Redline-Strikeout version of Proposed Rule FRN

CONTACT: Timothy Reed, DRIP,NRR
(301) 415-1462, TAR@nrc.gov

<u>DISTRIBUTION:</u>	RidsNrrOd RPRP r/f	RidsNrrDrip STreby	TReed EmcKenna	KMcDaniel RRasmussen	SMorris
----------------------	-----------------------	-----------------------	-------------------	-------------------------	---------

Accession Number: ML052620343

Office	DRIP\RPRP	APD:DRIP\RPRP
Name	TReed	EMcKenna
Date	10/31/2005	10/31/2005

OFFICIAL RECORD COPY

ATTACHMENT

REDLINE-STRIKEOUT VERSION OF
PROPOSED RULE FRN

