

August 3, 2007

MEMORANDUM TO: John W. Lubinski, Deputy Director
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

FROM: Daniel M. Frumkin, Acting Technical Assistant */RA by LRegner for/*
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

SUBJECT: SUMMARY OF THE JULY 25, 2007, MEETING BETWEEN THE
NUCLEAR REGULATORY COMMISSION STAFF, THE NUCLEAR
ENERGY INSTITUTE, AND THE INDUSTRY LICENSING ACTION
TASK FORCE

On July 25, 2007, members of the Nuclear Regulatory Commission (NRC) staff hosted a meeting with representatives of the Nuclear Energy Institute (NEI) and licensees comprising the Licensing Action Task Force (LATF), at the NRC Headquarters in Rockville, Maryland. This meeting was open to the public. Enclosure 1 is a list of attendees, Enclosure 2 is the updated action item list. Enclosure 3 includes the slides presented by industry, and Enclosure 4 includes the slides presented by the NRC staff. A summary of the discussion is provided below:

1. 10 CFR 50.59 Implementation Guidance

NEI indicated they are working on a supplement to NEI 96-07, Revision 1, to update the examples and to add screening guidance. It is early in the process, therefore, NEI has not yet decided whether this will be a revision to NEI 96-07, requiring NRC endorsement, or just a supplement to Revision 1. NEI plans to provide a draft in October 2007 (LATF Action Item NEI-07-Q3-08).

The NRC staff asked about safety security interface, NEI said they will consider this in the supplement (NEI-07-Q3-08). The NRC staff also asked about 72.48, and the NEI responded that there is another task force handling 72.48, but will consider whether to keep 72.48 guidance in NEI 96-07.

2. Electronic Distribution of Documents

The NRC staff is currently piloting the electronic distribution of documents with Exelon West. The NRC staff is collecting email addresses from stakeholders, and the response from stakeholders has been positive. NRC plans full implementation for licensing actions to be in place by January 2008 (NRC-07-Q1-04).

NEI said they did not generally have a process for marking the receipt of a document that is received electronically. This is important when the NRC staff makes a request, such as a request for information, that states that a response to a letter is based on the "receipt" of the

letter. Also, NEI asked what the NRC would do about stakeholders that objected to not getting hard copies of correspondence. NEI also requested that the NRC include the date that the document will be made available in ADAMS. The NRC staff will consider these comments in their process.

3. Generic Issue Management Process

NEI has prepared Draft 5, of a White Paper on this topic, included as Attachment B of Enclosure 3. NEI acknowledges that the White Paper is a work in process and intends to add examples to the White Paper (NEI-07-Q1-02). NEI is requesting the NRC staff to comment on the White Paper when submitted with examples.

The NRC staff will work with the LATF to plan a public meeting, separate from the LATF meetings, to discuss the document (NEI-07-Q1-01).

4. License Amendment Request Guidelines

- First-of-a-Kind Licensing Application Guidance

NEI is preparing the first draft of NEI 06-02, Revision 2, License Amendment Request Guidelines. Some details of the revision are included in the NEI handouts. They expect to provide this draft to NRC staff for comment by early October 2007 (NEI-07-Q1-04). The final version of the document is not expected to be ready until the middle of 2008.

5. NEI Licensing Forum (October 15-16 in Arlington, VA)

The NEI Licensing Forum agenda has been commented on by NRC staff. The current agenda is included in the NEI handouts. The NRC staff plans to provide final confirmation of speakers and topics by the end of August 2007 (New Action Item - NRC-07-Q2-07).

6. Operability Determination Process (ODP)

NEI plans to submit comments on ODP inspection manual chapter in September of 2007 (New Action Item - NEI-07-Q3-10). Previous LATF concerns regarding Class 2 and 3 issues has been relieved by the NRC staff issuance of interim guidance. C. Schulten will be the NRC staff contact for ODP inspection manual chapter discussions with the LATF.

7. Topical Report Process

NEI has provided comments on LIC-500, as Attachment D of Enclosure 3. These comments were provided to the NRC for consideration since there is an ongoing activity to update LIC-500. To address substantial process-improvements, the NEI Topical Report Team is preparing a process-improvement White Paper to improve the topical report process. This improvement is evolutionary. Also, this activity is not a time-driven issue (NEI-07-Q1-04).

8. Task Interface Agreements (TIAs)

This item was added to the agenda during the meeting.

Licensees see the TIA process as a "black box," and express that they could add value to the process if they were involved. The NRC staff explained that the TIA process is an internal NRC process, and generally the means to communicate with the NRC on findings is through the inspection and enforcement processes.

NEI indicated that the current version of COM-106, Revision 2, was not publicly available. The NRC staff will look into this, and make COM-106, Revision 2, publicly available if it is not already (New Action Item - NRC-07-Q3-12). The NRC staff plans to make the next revision, Revision 3, of COM-106 available for public comment prior to issuance (New Action Item - NRC-07-Q3-12). The NRC staff expects draft COM-106, Revision 3, to be ready for public release in September 2007. It was agreed that the best way for NEI to communicate their concerns was to have NEI comment on Revision 3. NEI intends to comment on Revision 3 when it becomes available (New Action Item - NEI-07-Q3-09).

9. Action Items/New Business

A list of pre-meeting action items is included in the NEI handouts (Enclosure 3). An updated list with the post-meeting action items reflecting the discussion during the meeting is included in Enclosure 2.

Project No. 689

Enclosures:

1. List of Attendees
2. Revised LATF Action Items
3. NEI/LATF Handouts
4. NRC Handouts

cc w/encls: See next page

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SRosenburg, NRR/DPR
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ADAMS Accession Nos.

Enclosure 3: ML072110310 Enclosure 4: ML072110324

Mtg. Notice: Mtg. Summary and Enclosures 1 and 2: ML072110200

Package: ML072110246

OFFICE	(A) TA:DORL	LA:DORL	DD:DORL
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LICENSING ACTION TASK FORCE MEETING

LIST OF ATTENDEES

JULY 25, 2007

<u>NAME</u>	<u>ORGANIZATION</u>
John Lubinski	NRC/NRR/DORL
Daniel Frumkin	NRC/NRR/DORL
Rica Sola	NRC/NRR/DORL
Lisa Regner	NRC/NRR/DORL
Christopher Gratton	NRC/NRR/DORL
Carl Schulten	NRC/NRR/DIRS
Jay Robinson	NRC/NRR/DPR
Martin Murphy	NRC/NRR/DPR
Sean Peters	NRC/NRR/DPR
Stacey Rosenberg	NRC/NRR/DPR
Tanya Mensah	NRC/NRR/DPR
Mike Case	NRC/NRR/DPR
Ted Sullivan	NRC/NRR/DCI
Mike Schoppman	NEI
Mike Melton	NEI
Don Woodlan	Luminant (TXU Power)
Nancy Chapman	SERCH/Bechtel
Steven Dolley	Inside NRC/Platts
Tod Moser	STARS Regulatory Affairs
Donald Hoffman	TSTF/RITSTF/LATF
Bill Horin	Winston and Strawn
Ned Tyler	Constellation Energy
Deann Raleigh	LIS, Scientech
Doug McKinney	Southern Nuclear
D. Bryan Miller	Progress Energy
Jerry Holm	Areva
Charlie Brinkman	Westinghouse
James Fisicaro	NEI
Edward J. Weinkam	NMC
Tim Abney	GE - Hitachi
Pete Kokolakis	Entergy

LATF ACTION ITEMS - Updated 7/26/2007

NEI Action Items from NRC/NEI meetings

NEI-YR-QTR-#	TOPIC	OVERSIGHT	ACTION
NEI-07-Q1-01	Resource Management - typical licensee practices when planning and budgeting for future licensing submittals	LAR Team	Schoppman Contact Dan Frumkin discuss next steps and schedule.
NEI-07-Q1-02	GIM White Paper – on managing plant-specific issues that have generic implications	GIM Team	a. NEI revise title and submit draft to NRC b. NRC/NEI meeting
NEI-07-Q1-03	Pandemic White Paper – licensing plan	Pandemic Team	NEI submit WP Revision 1 to NRC
NEI-07-Q1-04	Topical Report Process	Topical Report Team	a. Schoppman contact NRC (Tan Mensah) to schedule a meeting b. Distribute draft WP on TR process for improvement for peer review
NEI-07-Q1-05	First-of-a-Kind (FOAK) White Paper	FOAK Team	NEI submit draft WP to NRC
NEI-07-Q2-07	NEI Licensing Forum 2007	NEI	a. NEI provide final program and list of speakers to NRC b. Speaker presentations to NEI
NEI-07-Q3-08	NEI 50.59 Guideline	50.59 Team	Factor DG-5021 and security rule (10 CFR 73.58) into the ongoing supplement NEI 96-07 Revision 1
NEI-07-Q3-09	Task Interface Agreement (TIA) process	Steering Group	Comment on COM-106 Revision 3 becomes available
NEI-07-Q3-10	Operability Determination Process	NEI	Submit comments on ODP inspection manual chapter

Enclosure 2

NEI Action Items from NRC/NEI meetings

NRC-YR-QTR-#	TOPIC	OVERSIGHT	ACTION
NRC-07-Q1-03	NRC acceptance review process	NRR DORL	Supplemental guidance
NRC-07-Q1-04	NRC distribution of official correspondence by electronic means	NRR DORL	Status report
NRC-07-Q1-06	NRC feedback to LATF on endorsement options available for NEI 06-02 (License Amendment Request Guidelines)	NRR DORL	Status Report
NRC-07-Q2-10	NUREG-1022 (licensee event reporting)	NRR DORL	Check schedule for next revision provide a Point of Contact
NRC-07-Q3-11	Next NRC/NEI LATF meeting	NRR DORL	NRC confirm date (proposed 10/
NRC-07-Q3-12	COM-106 (TIA process)	NRR DPR	a. Ensure Revision 2 is posted t b. Status of Revision 3