

IN RESPONSE, PLEASE
REFER TO: M070821A

August 21, 2007

MEMORANDUM FOR: Karen D. Cyr
General Counsel

Luis A. Reyes
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 1:25 P.M.,
TUESDAY, AUGUST 21, 2007, COMMISSIONERS'
CONFERENCE ROOM, ONE WHITE FLINT NORTH,
ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-07-0109 - FINAL E-FILING RULE

The Commission approved a final rule amending its regulations to require documents in NRC adjudications to be electronically submitted through the agency's Electronic Information Exchange (EIE) to the E-Submittal system, subject to the changes in the attachment. Following incorporation of these changes, the Federal Register notice should be reviewed by the Rules Review and Directives Branch in the Office of Administration and forwarded to the Office of the Secretary for signature and publication.

(EDO)

(SECY Suspense:

9/21/07)

The staff should keep the Commission currently informed on its progress in resolving larger, more universal information technology (IT) issues regarding the use of the electronic information exchange (EIE) and the use of digital certificates by March, 2008 and sooner if possible. If additional resources are required to meet or exceed the March deadline, the staff should inform the Commission as soon as possible.

Attachment: Changes to the *Federal Register* notice

cc: Chairman Klein
Commissioner McGaffigan
Commissioner Jaczko
Commissioner Lyons
CFO
OCAA
OCA
OIG
OPA
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)
PDR

Changes to the *Federal Register* notice in SECY-07-0109

1. On page 1, change the effective date from "October 1, 2007" to October 15, 2007".
2. On page 12, 1st full paragraph, revise line 1 to read '... participants ~~will~~ **should** convert their documents'
3. On page 12, 2nd full paragraph, revise line 9 to read '... only ~~acceptable~~ **technically compatible** formats are certain types'
4. On page 13, 1st full paragraph, revise line 2 to read '... filed in ~~an acceptable~~ **a** PDF format'
5. On page 13, 2nd full paragraph, revise lines 1 and 2 to read '... are also filed in ~~an acceptable~~ **a** PDF format.'
6. On page 13, 4th full paragraph, revise lines 1 and 2 to read '... the Guidance ~~considers~~ **recognizes that** only certain forms of PDF ~~as qualifying formats~~ **are technically compatible with the NRC E-Filing system**. ~~In choosing PDF over other formats, the NRC considered whether~~ **As part of the development of the NRC E-Filing system, the NRC chose PDF formats over other formats based on the following considerations:**
7. On page 13, 4th full paragraph, revise line 3 to read ' (1) the ~~document~~ format is a type that can'
8. On page 21, 4th full paragraph, revise lines 2 and 3 to read: '... from the agency ~~as specified by the procedures outlined in the Guidance.~~'