

August 31, 2007

MEMORANDUM TO: Luis A. Reyes
Executive Director for Operations

William M. McCabe
Chief Financial Officer

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

SUBJECT: STAFF REQUIREMENTS - SECY-07-0129 - REVISIONS TO
POLICY GOVERNING PUBLIC AVAILABILITY OF
INFORMATION ASSOCIATED WITH CATEGORY I FUEL
FACILITIES

The Commission has approved implementation of Option 3, with some modification, to apply NRC's guidance for Sensitive Unclassified Non-Safeguards Information (SUNSI) to documents related to the Category I fuel facilities [Nuclear Fuel Services (NFS) in Erwin, Tennessee and BWX Technologies, Inc. (BWXT) in Lynchburg, Virginia] and to prepare and release redacted versions of documents containing SUNSI. With regard to historical documents discussed in the SECY paper (January 2004 to present), the staff should perform a review of a subset of documents generated that are not publicly available in ADAMS. The subset of documents should include inspection reports, licensee performance reviews, enforcement actions (non-Order), event reports, and other documents which the staff determines to be relevant. The staff should ensure that this subset provides the public with a record of NRC's regulatory actions. Additionally, the staff shall ensure the requirements of section 189 of the Atomic Energy Act are met in making information regarding proposed license amendments and proposed Orders available to the public. Future documents associated with Category I fuel facilities containing SUNSI should be redacted and made publicly available.

The Chief Financial Officer should fund this activity from FY 2007 carryover funds, so as not to require the staff to delay decisions on two fuel cycle facility license renewals.

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