



## Department of Energy

Idaho Operations Office  
1955 Fremont Avenue  
Idaho Falls, ID 83415

June 18, 2012

U.S. Nuclear Regulatory Commission  
Attn: Document Control Desk  
Washington, D.C. 20555-0001

SUBJECT: Follow-up Response To Three Mile Island Unit-2 Independent Spent Fuel Storage  
Installation – Nuclear Regulatory Commission Inspection Report 072-020/2011-001  
Notice of Deviation (Docket 72-20) (EM-FMDP-12-039)

Dear Sir or Madame:

This letter is in response to the Nuclear Regulatory Commission (NRC) letter dated May 25, 2011 which requests the U.S. Department of Energy, Idaho Operations Office (DOE-ID) be more descriptive with the changes that will be made to correct the Notice of Deviation stipulated in NRC inspection report 072-020/-001.

The following actions have been completed to avoid further deviations:

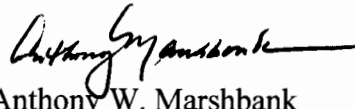
- Management Control Procedure (MCP)-2925, "Screen and Evaluate Changes," Revision 17, was issued on July 12, 2011 to include a revised statement in Step 4.1.7 which reads, *"Obtain approval from the NRC before performing the activity if it is associated with a change in the license conditions, a change in a commitment made to the NRC, or requires exemption to NRC's regulations."*
- MCP-3177, "ISFSI License Basis Documents," Revision 13 was issued on July 19, 2011 with two changes. The words, *"Management of commitments made to the NRC,"* were added to the list of responsibilities of a **License Basis Document Owner** in Step 3.1. A new step 4.1.1.3 was also added to read, *"Verify that the change request does not change a historical NRC commitment (refer to MCP-3191 and LST-14). Any change to a NRC commitment requires NRC notification, review, and approval prior to making the change."*
- MCP-3191, "ISFSI Commitments Management," Revision 9, was issued on July 19, 2011 with three changes. The purpose of the procedure in Step 1.0 was revised to say effective management of commitments "includes the identification, maintenance, and closure of commitments." A new Step 4.1.1.3 was added with the words, *"Request through DOE NRC notification and approval for a change in any commitment made to the NRC."* A note preceding Step 4.1.2 was revised to read, *"The NRC Open Items List is maintained by Regulatory Compliance for commitments that are not captured in LST-14, ISFSI Commitment Matrix. The NRC Open Items List identifies the statement of*

*commitment, correspondence, a cross reference to the corrective action tracking system, a due date, and a list of documents used as objective evidence of closure. If the commitment is intended to be captured in LST-14, the cross reference entry may be to LST-14".*

The procedure changes were reviewed by contractor personnel responsible for performing 10 CFR 72.48 screens of document changes, maintaining license basis documents, and management of commitments. It is reasonable to expect that the administrative procedure changes described will preclude recurrence of deletion of any commitment made to the NRC without prior NRC approval.

If you have any questions please call me at (208) 526-6613.

Sincerely,



Anthony W. Marshbank  
NRC Licensed Facilities Director

cc: U.S. NRC Region IV (TMI-2 and FSV ISFSI Reports)  
Steve Tarlton, Colorado Dept. of Public Health (FSV ISFSI Report)  
U.S. EPA - Region 8, Denver Co (FSV ISFSI Report)  
R. Elwood, CWI

ID DISTRIBUTION:

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RECORD NOTES:

1. Response to the Nuclear Regulatory Commission (NRC) letter dated May 25, 2011 which requests the U.S. Department of Energy, Idaho Operations Office (DOE-ID) be more descriptive with the changes that will be made to correct the Notice of Deviation stipulated in NRC inspection report 072-020/-001.
2. T. Marshbank prepared this correspondence.
3. This letter/memo closes Pegasus number COR-ID-6/2/2011-43771.
4. The attached correspondence has no relation to the Naval Nuclear Propulsion Program.
5. The attached correspondence has no relation to the ARRA stimulus funding.