



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 EAST LAMAR BLVD
ARLINGTON, TEXAS 76011-4511

September 7, 2012

MEMORANDUM FROM: Anton Vegel, Director **/RA/**
Division of Nuclear Materials Safety, Region IV
Fort Calhoun Station Oversight Panel Chairman

TO: Fort Calhoun Station Oversight Panel Members

SUBJECT: FORT CALHOUN STATION MANUAL CHAPTER 0350
OVERSIGHT PANEL CHARTER - REVISION

The enclosed revised panel charter establishes the purpose, objectives, and composition of the Fort Calhoun Station (FCS) Inspection Manual Chapter (IMC) 0350, "Oversight of Reactor Facilities in a Shutdown Condition Due to Significant Performance and/or Operational Concerns," Oversight Panel; the expected outcomes of the oversight process; and the quorum requirements. The charter has been revised to incorporate the recent changes to the panel membership. Questions involving the charter should be directed to me at (817) 200-1106 or anton.vegel@nrc.gov.

Enclosure: Fort Calhoun Station Manual Chapter 0350 Oversight Panel Charter

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FORT CALHOUN STATION
MANUAL CHAPTER 350 OVERSIGHT PANEL CHARTER

Purpose

1. Establish criteria for the oversight of Fort Calhoun Station (FCS) performance; ensure the NRC communicates a unified and consistent position in a clear and predictable manner to the licensee, public, and other stakeholders.
2. Establish a record of the major regulatory and licensee actions taken and technical issues resolved leading to approval for restart and to the eventual return of the plant to the Reactor Oversight Process (ROP).
3. Verify that licensee corrective actions are sufficient prior to restart.
4. Provide assurance that following restart the plant will be operated safely.

Objectives

The Panel's duties and planned accomplishments include the following:

1. Review all available information directly related to the reason for the plant shutdown for the past four quarters of plant operation. This activity includes a review of performance indicator (PI) data, inspection findings, and docketed correspondence from the licensee.
2. Develop the Panel Process Plan and the Restart Checklist. The Panel Process Plan should include a plan for implementing the checklist and for modifying it as necessary to ensure that all risk significant performance issues directly relating to the plant shutdown, including extent of condition and extent of cause, are resolved or dispositioned before restart.
3. Maintain the comprehensive Communication Plan to ensure effective communication with internal and external stakeholders.
4. Maintain cognizance over the status of the Confirmatory Action Letter (CAL) items and recommend to the Regional Administrator, in consultation with cognizant program office management, any necessary modifications.
5. Develop and maintain the site-specific Inspection Plan for continuous overview of licensee performance throughout the licensee's pre- and post-restart activities.
6. Utilize the site-specific Inspection Plan to identify the resources necessary to review performance deficiencies and identified risk-significant issues for restart.
7. Assess the licensee's third party evaluation of their safety culture, including the adequacy of the licensee's corrective action and improvement program and the ability of the licensee to identify problems. If necessary, perform an independent assessment of the licensee's safety culture using the guidance contained in Inspection Procedure 95003.

8. Assess the physical readiness of the plant for restart.
9. Periodically provide NRC management and the Commission, if requested, briefings and updates on the status of the licensee's progress in resolving issues associated with the reasons for shutdown, corrective actions, and the facility's performance.
10. Conduct public periodic meetings with the licensee to discuss progress toward satisfactory completion of the licensee's restart program.
11. Upon satisfactory inspection and assessment of the completion of the pre-startup portion of the licensee's restart program, provide a written recommendation and the basis for the approval for restart to the Regional Administrator and the Director of Nuclear Reactor Regulation (NRR).
12. Provide post-restart enhanced oversight of licensee performance until there is a return to the routine oversight and assessment of the ROP. Utilize the site-specific Inspection Plan to develop and implement the necessary inspection activities.
13. Provide a written recommendation to the Regional Administrator and the Director of NRR for the return of FCS to the routine oversight and assessment of the ROP.
14. Ensure a comprehensive record is developed and maintained that documents NRC decisions and actions related to MC 0350 activities and lessons learned for future Panels.

Panel Membership and Quorum Requirements

- Chairman: Anton Vogel, Director, Division of Nuclear Materials Safety, Region IV
- Vice-Chairman: Louise Lund, Deputy Director, Division of Operating Reactor Licensing, NRR

In addition to the Chairman or Vice-Chairman, three of the following members (with at least one Headquarters member) are required to establish a quorum for the Oversight Panel:

- Jeffrey Clark, Acting Deputy Director, Division of Reactor Safety, Region IV
- Michael Hay, Chief, Division of Reactor Projects Branch F, Region IV
- John Kirkland, Senior Resident Inspector, Fort Calhoun Station
- Michael Markley, Chief, Licensing Branch IV, Division of Operating Reactor Licensing, NRR
- *Lynnea Wilkins, Project Manager, Licensing Branch IV, Division of Operating Reactor Licensing, NRR

The Panel may add non-voting members as necessary to advise the panel on matters involving facility performance and resolution of technical concerns.

Non-voting member(s):

Michael Balazik, Reactor Operations Engineer, Performance Assessment Branch, Division of Inspection and Regional Support, NRR

*The Project Manager for FCS is responsible for documenting and distributing the Panel meeting minutes.