

May 13, 2013

MEMORANDUM TO: Kerri A. Kavanagh, Chief  
Quality Assurance Branch  
Division of Construction Inspection  
and Operational Programs  
Office of New Reactors

FROM: Victor Hall, Reactor Operations Engineer */RA/*  
Quality Assurance Branch  
Division of Construction Inspection  
and Operational Programs  
Office of New Reactors

SUBJECT: NOTICE OF FORTHCOMING MEETING TO DISCUSS  
EVALUATING AND REPORTING TOPICS FROM THE DRAFT  
REGULATORY BASIS TO CLARIFY THE REQUIREMENTS OF  
TITLE 10 OF THE CODE OF FEDERAL REGULATION, PART 21

DATE & TIME: Thursday, May 30, 2013, 9:00am – 5:00pm

LOCATION: U.S. Nuclear Regulatory Commission  
Three White Flint North, Conference Room 1C5  
11601 Landsdown Street  
Rockville, MD 20852

PURPOSE: To discuss evaluating and reporting related to the NRC staff's  
draft regulatory basis to clarify Title 10 of the *Code of Federal  
Regulations* Part 21, "Reporting of Defects and Noncompliance"  
(Part 21). This is a follow-up to a parking lot items identified at a  
January 24, 2013, public meeting on the draft regulatory basis.

CATEGORY 3\*: This is a Category 3 Meeting. Public participation is actively  
sought for this meeting to fully engage the public in a discussion of  
regulatory issues. Members of the public who wish to join the  
meeting are encouraged to contact one of the meeting contacts  
listed below to receive the meeting information.

MEETING CONTACT: Russell Chazell, NRO/DARR Victor Hall, NRO/DCIP  
301-415-5003 301-415-2915  
[Russell.Chazell@nrc.gov](mailto:Russell.Chazell@nrc.gov) [Victor.Hall@nrc.gov](mailto:Victor.Hall@nrc.gov)

\*The NRC's Policy Statement, 'Enhancing Public Participation in NRC Meetings,' effective May 28, 2002, applies to this meeting. The policy statement may be found on the NRC Web site, [www.nrc.gov](http://www.nrc.gov), and contains information regarding visitors and security.

PARTICIPANTS: Participants from the NRC include members from the Office of New Reactors (NRO).

NRC

Victor Hall, NRO  
Paul Prescott, NRO  
Richard McIntyre, NRO  
Russell Chazell, NRO, et al.

PUBLIC

Chris Earls, NEI  
Tom Loomis, Exelon  
Bryan Ford, Entergy, et al.

TELECONFERENCING  
AND WEBCAST:

Interested members of the public can participate in this meeting via audio teleconference by dialing 1- 800-988-9718 and then entering passcode: 28467. **Please remember to mute your phone when calling in. You can press \*6 to toggle mute on and off.**

You can also observe the meeting via webcast at <http://video.nrc.gov>. A link to this meeting will be activated shortly before 9:00am. For additional details, please contact the meeting contact listed above or call the NRC's toll-free number, 1-800-368-5642, and ask the operator to be connected to Russell Chazell or Victor Hall.

OTHER INFORMATION:

On January 24, 2013, the staff hosted a public meeting to discuss the NRC staff's draft regulatory basis to clarify Title 10 of the *Code of Federal Regulations*, Part 21, "Reporting of Defects and Noncompliance" (Part 21). The meeting notice is documented in the Agencywide Documents Access and Management System (ADAMS) under accession number ML13008A369. The staff's presentation given during the meeting is documented in ADAMS under accession number ML13018A272. During that meeting, the staff noted that some of the topic areas from the draft regulatory basis warranted further discussion. This meeting is intended to expand the discussion on those topic areas related to evaluating and reporting.

The goal of this regulatory basis is to simplify and clarify the rule language in Part 21, provide consolidated regulatory guidance on compliance with Part 21, and enhance regulatory stability and predictability for the entities to which Part 21 applies. The availability of this draft regulatory basis document is intended to solicit dialogue and feedback during the public meeting. The NRC will consider any comments received for information only; the NRC will not formally respond to any comments received at this stage of the rulemaking process. If pursued, the statement of considerations for a proposed rule will briefly discuss any substantive feedback received in this public meeting. If published as a proposed rule in the *Federal Register*, stakeholders will then

have an opportunity to formally comment on the proposed rule text and the statement of considerations. The NRC will respond to any such comments if and when it publishes a final rule.

Seating may be limited and will be available on a first-come basis. Please inform the NRC's meeting contact of your intention to attend by May 24, 2013.

If you need a reasonable accommodation to participate in this meeting (e.g., a translator, handicapped accessibility) or need this meeting notice, the transcript, or other information from the meeting in another format (e.g., Braille, large print, a language other than English), please notify the NRC's meeting contact. Determinations on requests for reasonable accommodations will be made on a case-by-case basis.

Because meetings are sometimes canceled or rescheduled as a result of unforeseen circumstances such as severe weather, confirm the meeting schedule with the meeting contact.

Documents associated with this public meeting, the associated regulatory basis, and, if pursued, rulemaking can be found on the NRC public Web Site and on the Federal Government's regulations Web Site at <http://www.regulations.gov> by searching for docket number NRC-2012-0012. The draft regulatory basis is also available in the NRC's ADAMS at <http://www.nrc.gov/reading-rm/adams.html> by searching for accession number ML12248A200.

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**DISTRIBUTION:**

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**ADAMS Accession No.:** ML13128A510

**NRC-001**

<b>OFFICE</b>	NRO/DCIP/CQAB	NRO/DCIP/CQAB
<b>NAME</b>	VHall	KKavanagh
<b>DATE</b>	05/13/2013	05/13/2013

**OFFICIAL RECORD COPY**

## **MEETING AGENDA (TENTATIVE)**

MEETING TO DISCUSS THE DRAFT REGULATORY BASIS  
TO CLARIFY THE REQUIREMENTS OF 10 CFR PART 21

Location:  
U.S. Nuclear Regulatory Commission  
Two White Flint North, Commissioners' Conference Room  
11555 Rockville Pike  
Rockville, Maryland 20852

Thursday, May 30, 2013  
9:00am – 5:00pm

<b><u>Time</u></b>	<b><u>Topic</u></b>	<b><u>Led by</u></b>
9:00am - 9:15am	Opening Remarks and Logistics	NRC
9:15am - 9:45am	Introduction of Part 21 Flowchart	NRC
9:45am – 10:15am	Discussion on Point of Discovery (Item #4)	NRC
10:15am - 10:45am	BREAK	
10:45am - 12:00pm	Deviation and Delivery (Item #5)	NRC
12:00pm - 1:00pm	LUNCH	
1:00pm - 2:30pm	Use of 50.72/73 (LERs) to satisfy Part 21 (Item #8)	NRC
2:30pm - 2:45pm	BREAK	
2:45pm - 4:30pm	Open Discussion	Open
4:30pm - 5:00pm	Meeting Recap and Next Steps	NRC
5:00pm	Adjourn Meeting	