

April 3, 2014

MEMORANDUM TO: Shana R. Helton, Chief
Policy and Rulemaking Branch
Division of Policy and Rulemaking
Office of Nuclear Reactor Regulation

FROM: Jennifer C. Tobin, Project Manager /RA/
Policy and Rulemaking Branch
Division of Policy and Rulemaking
Office of Nuclear Reactor Regulation

SUBJECT: SUMMARY OF MARCH 6, 2014, PUBLIC MEETING TO DISCUSS THE
CONCEPTUAL CONSTRUCT OF A CONSOLIDATED RULEMAKING
ASSOCIATED WITH NEAR-TERM TASK FORCE
RECOMMENDATIONS 4, 8, AND 9

On March 6, 2014, the U.S. Nuclear Regulatory Commission (NRC) staff held a Category 2 public meeting with the Nuclear Energy Institute (NEI), industry representatives, and other interested stakeholders. (The meeting notice is available via the Agencywide Documents Access and Management System (ADAMS) under Accession No. ML14051A012) The purpose of the meeting was to discuss paths forward for addressing the recommendations in the *Near-Term Task Force (NTTF) Recommendations for Enhancing Reactor Safety in the 21st Century* report, issued July 12, 2011 (ADAMS Accession No. ML111861807). A meeting attendance list is included as an Enclosure. The meeting was focused on the conceptual construct on consolidated rulemaking for NTTF recommendations 4, 8, and 9.3. Public participation was invited via meeting attendance, telephone conference and Web-based seminar ("webinar").

During the first portion of the public meeting, the NRC staff used a webinar format to briefly present the conceptual construct of a consolidated rulemaking for NTTF Recommendations 4, 7, 8, 9.3, 10.2 and 11.1. This conceptual construct document was made publicly available on February 28, 2014 (docket numbers NRC-2011-0299 and NRC-2012-0031 on www.regulations.gov or in ADAMS at Accession No. ML14052A057), and the slides are available in ADAMS, Accession No. ML14065A165. Although no specific comments were collected at this time, the industry provided feedback from the NEI-led Fukushima Response Steering Committee and submitted a letter dated March 7, 2014, to the NRC to reiterate verbal feedback (ADAMS Accession No. ML14069A472).

Overall, industry indicated that they are supportive of a coordinated rulemaking approach to address the applicable post-Fukushima recommendations. The NEI offered a number of points for consideration: rulemaking should codify all Fukushima-related NRC orders, including

EA-13-109; requirements should be assessed in accordance with the back-fit rule; beyond-design-basis-related requirements should be separate and distinct from regulations that address design basis and safety-related matters to the degree practicable; rulemaking should enable subsequent development of a clear, understandable inspection regime; change control for beyond-design-basis activities should be under the licensee's purview and subject to NRC inspection; training needs should be determined through the Systematic Approach to Training (SAT) process; and implementation dates for requirements should consider the cumulative effects of regulation. Notwithstanding their comments on scope of the rulemaking, industry was very supportive of the consolidation.

The NRC agreed to hold public meetings in the future specifically focused on the draft regulatory analysis and draft guidance documents during the proposed rule phase.

No members of the public participated in this meeting.

Enclosure:

List of Attendees

EA-13-109; requirements should be assessed in accordance with the back-fit rule; beyond-design-basis-related requirements should be separate and distinct from regulations that address design basis and safety-related matters to the degree practicable; rulemaking should enable subsequent development of a clear, understandable inspection regime; change control for beyond-design-basis activities should be under the licensee's purview and subject to NRC inspection; training needs should be determined through the Systematic Approach to Training (SAT) process; and implementation dates for requirements should consider the cumulative effects of regulation. Notwithstanding their comments on scope of the rulemaking, industry was very supportive of the consolidation.

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Enclosure:

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Brian Wittick

JTobin

SHelton

SKennedy

ADAMS Accession No.: PKG: ML14086A062; Notice: ML14051A012; Summary:
ML14093A076 NRC-001

OFFICE	NRR/DPR/PRMB/PM	NRR/DPR/PRMB/RS	NRR/DPR/PRMB/BC	NRR/DPR/PRMB/PM
NAME	JTobin	GLappert	SHelton	JTobin
DATE	4/3/14	4/3/14	4/3/14	4/3/14

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**Public Meeting to Discuss Conceptual Construct for
Consolidated Rulemaking & Guidance Development**

March 6, 2014, 9:00 a.m. to 11:00 a.m

Attendee List

<u>Name:</u>	<u>Organization:</u>
Stewart Schneider	U.S. Nuclear Regulatory Commission (NRC)
Jenny Tobin	NRC
Amanda Marshall	NRC
Charles Murray	NRC
Kevin Williams	NRC
Tim Kolb	NRC
Tim Reed	NRC
Shana Helton	NRC
Howard Benowitz	NRC
Joseph DeMarshall	NRC
David Desaulniers	NRC
Kevin Witt	NRC
Robert Lewis	NRC
Brian Harris	NRC
Jack McHale	NRC
Randy Bunt	SNC/BWROG
Jana Bergman	Sciencetech
Phil Amway	CENG
<i>Attendees via Webinar/Teleconference</i>	
Edward Bates	Fukushima Response Project
John Emmett	PPL Corporation
Bob Lutz	PWROG
Rich Rogalski	Entergy Northwest
Nathan LaBarge	Westinghouse Electric Co.
Gary Becker	NuScale Power
Matthew McConnell	NRC
Larry Taylor	Duke Energy
John Traynor	R.E. Ginna Nuclear Power Plant, LLC
Doug Walker	Exelon
Camille Zozula	Westinghouse
Monica Ray	EP Solutions
Barbara Brown	Xcel Energy
David Teolis	PWROG
Nadja Joergensen	Xcel Energy
Douglas Peterson	APS
Martin Vonk	EP Consulting LLC

<i>Attendees via Webinar/Teleconference (cont)</i>	
John Hawkinson	Enercon Services, Inc.
Frostie White	NuScale Power
Richard Louie	Bechtel
Dale Wuokko	Toshiba America Nuclear Energy Corp
David Rahn	NRC
James Smith	WEC
Steven Laur	NRC
Doug True	Erin Engineering
Sue Perkins-Grew	NEI
Grace Morris	ICF Incorporated
Staci Fischer	Duke Energy
Michael Brezovec	BRC
Rick Webster	DTE Energy
Thomas Hafera	WorleyParsons
Kevin Burke	DTE Energy
Mike O'Keefe	CERTREC
Roy Linthicum	PWROG
Kenneth Miller	NRC
Nancy Chapman	Bechtel
Ross Snuggerud	NuScale Power
Jana Bergman	Scientech
Margaret Ellenson	NRC
David Young	NEI
Michael Annon	Fermi 2