

August 18, 2014

MEMORANDUM TO: James W. Andersen, Deputy Director
Division of Preparedness and Response
Office of Nuclear Security and Incident Response

FROM: Joseph D. Anderson, Chief */RA/*
Operating Reactor Licensing and Outreach Branch
Division of Preparedness and Response
Office of Nuclear Security and Incident Response

SUBJECT: FINAL RESOLUTION OF EMERGENCY PREPAREDNESS
FREQUENTLY ASKED QUESTION (EPFAQ) NO. 2014-008

The Emergency Preparedness Frequently Asked Question (EPFAQ) process is intended to clarify the staff's interpretation of existing regulatory guidance issued or endorsed by the U.S. Nuclear Regulatory Commission (NRC), and cannot be used to create new regulatory positions or guidance. The Office of Nuclear Security and Incident Response (NSIR) Office Procedure Emergency Preparedness (EP) 100, "Emergency Preparedness Program Frequently Asked Question Process," provides guidance to NSIR staff on the applicable and use of this process.

On June 16, 2014, EPFAQ No. 2014-008 (Agency-wide Documents Access and Management System (ADAMS) Accession No. ML14156A316) was published in the Federal Register for a 30-day public comment period. The EPFAQ is intended to provide clarification regarding the effectiveness review process, per Section 50.54(q) of Title 10 to the Code of Federal Regulations (10 CFR), for changes made to licensee emergency plan implementing procedures for decommissioning power reactors. Guidance on effectiveness reviews is provided in Regulatory Guide 1.219, "Guidance on Making Changes to Emergency Plans for Nuclear Power Reactors."

By correspondence dated June 18, 2014 (ADAMS Accession No. ML14175A246), The Alliance for a Clean Environment (ACE) submitted a comment to www.regulations.gov in response to EPFAQ No. 2014-008. My staff has reviewed the comment submitted by ACE and determined that it is unrelated to the guidance clarification proposed in EPFAQ No. 2014-008. As such, this memorandum documents the staff's final response to EPFAQ No. 2014-008 (enclosed), which will be reflected on the NRC web page (<http://www.nrc.gov/about-nrc/emerg-preparedness/faq/faq-contactus.html>) accordingly.

While not applicable to EPFAQ No. 2014-008, the comment received from ACE is related to previous written communications that this organization has had with the NRC. My staff is currently evaluating the appropriate response, if warranted, to address this comment.

CONTACT: Carolyn Kahler, NSIR/DPR
(301) 287-3722

ENCLOSURE: EPFAQ No. 2014-008 Final Response

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SUBJECT: FINAL RESOLUTION OF EMERGENCY PREPAREDNESS
FREQUENTLY ASKED QUESTION (EPFAQ) NO. 2014-004

The Emergency Preparedness Frequently Asked Question (EPFAQ) process is intended to clarify the staff's interpretation of existing regulatory guidance issued or endorsed by the U.S. Nuclear Regulatory Commission (NRC), and cannot be used to create new regulatory positions or guidance. The Office of Nuclear Security and Incident Response (NSIR) Office Procedure Emergency Preparedness (EP) 100, "Emergency Preparedness Program Frequently Asked Question Process," provides guidance to NSIR staff on the applicable and use of this process.

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