

June 2, 2016

MEMORANDUM TO: Joseph Colaccino, Branch Chief  
New Reactor Rulemaking and Guidance Branch  
Division of Engineering, Infrastructure, and Advanced Reactors  
Office of New Reactors

FROM: Barbara Hayes, Project Manager **/RA/**  
New Reactor Rulemaking and Guidance Branch  
Division of Engineering, Infrastructure, and Advanced Reactors  
Office of New Reactors

SUBJECT: REVISED SUMMARY OF CATEGORY 2 PUBLIC MEETING  
BETWEEN THE U.S. NUCLEAR REGULATORY COMMISSION AND  
NUCLEAR ENERGY INSTITUTE TO DISCUSS POTENTIAL REVISION  
OF NEI-98-03

On May 10, 2016, a meeting was held between the U.S. Nuclear Regulatory Commission (NRC) staff and the Nuclear Energy Institute (NEI) at the NRC Headquarters in Rockville, MD. The meeting was held to discuss NEI's proposed revision to NEI 98-03, "Guidelines for Updating Final Safety Analysis Reports," received on March, 2015. The NEI's cover letter and initial draft revision of NEI 98-03 are available at Agencywide Document Access Management System (ADAMS) Accession Nos: ML15089A320 and ML15089A322 respectively.

At the beginning of the meeting, the NRC staff provided information on access to the public meeting via GoToMeeting software. A list of attendees is attached. The NEI presented an overview of the basis for the proposed revision, a description of proposed changes, requested action from NRC and future actions to facilitate implementation. The NEI's presentation is publicly available at ADAMS Accession No. ML16130A537. Discussion with NRC staff from the Office of New Reactors (NRO), the Office of Nuclear Reactor Regulation (NRR) and the Office of the General Counsel (OGC) focused on the following key topics:

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1. Potential additional revision to NEI 98-03 relevant to licenses processed under Title 10 of *the Code of Federal Regulations* (10 CFR) Part 50, "Domestic Licensing of Production and Utilization Facilities"
2. Administrative changes such as corrections and inconsistencies
3. Representation of Tier 1 and Tier 2\* information and changes to Tier 1 and Tier 2\* information in Final Safety Analysis Reports (FSARs). In addition the issue of Tier 2 changes that involve Tier 2 or Tier 2\* changes was discussed.
4. Relationship of current NEI 96-07, Appendix C and proposed revision to NEI 98-03
5. Multi-unit applications under 10 CFR Part 52, "Licenses, Certifications, and Approvals for Nuclear Power Plants," and potential for delaying FSAR updates for units entering operations after the Commission's 10 CFR 52.103(g) finding while other units are still in construction as well as implications on inspections for such operating plants. NEI provided an additional proposed revision for discussion (ML16166A258).
6. Areas where significantly higher detail is required under 10 CFR Part 52 requirements (e.g., fitness-for-duty programs)
7. Removal of excessive FSAR detail in the existing NEI 98-03 and whether such discussions apply to plants licensed under 10 CFR Part 52
8. Flooding and seismic information as it relates to information referred to as "historical"
9. Specific formatting requirements for COL FSARs that reference a certified design.

The staff intends to coordinate review efforts between NRO and NRR and provide more detailed comments on the March 15, 2015 draft document. The project manager, Barbara Hayes, will coordinate with NEI regarding timelines and whether to expect significant comments related to licenses and applications under 10 CFR Part 50.

Attachment:

List of Attendees

Additional proposed revision, distributed by NEI (ML16166A258)

1. Potential additional revision to NEI 98-03 relevant to licenses processed under Title 10 of *the Code of Federal Regulations* (10 CFR) Part 50, "Domestic Licensing of Production and Utilization Facilities"
2. Administrative changes such as corrections and inconsistencies
3. Representation of Tier 1 and Tier 2\* information and changes to Tier 1 and Tier 2\* information in Final Safety Analysis Reports (FSARs). In addition the issue of Tier 2 changes that involve Tier 2 or Tier 2\* changes was discussed.
4. Relationship of current NEI 96-07, Appendix C and proposed revision to NEI 98-03
5. Multi-unit applications under 10 CFR Part 52, "Licenses, Certifications, and Approvals for Nuclear Power Plants," and potential for delaying FSAR updates for units entering operations after the Commission's 10 CFR 52.103(g) finding while other units are still in construction as well as implications on inspections for such operating plants. NEI provided an additional proposed revision for discussion (ML16166A258).
6. Areas where significantly higher detail is required under 10 CFR Part 52 requirements (e.g., fitness-for-duty programs)
7. Removal of excessive FSAR detail in the existing NEI 98-03 and whether such discussions apply to plants licensed under 10 CFR Part 52
8. Flooding and seismic information as it relates to information referred to as "historical"
9. Specific formatting requirements for COL FSARs that reference a certified design.

The staff intends to coordinate review efforts between NRO and NRR and provide more detailed comments on the March 15, 2015 draft document. The project manager, Barbara Hayes, will coordinate with NEI regarding timelines and whether to expect significant comments related to licenses and applications under 10 CFR Part 50.

Attachment:

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Additional proposed revision, distributed by NEI (ML16166A258)

cc. See next page

**DISTRIBUTION:**

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**ADAMS Accession No.: ML16139A107**

**NRO-002**

OFFICE	PM:NRO/DEIA/NRGB	LA:NRO/DEIA/NRGB	BC:NRO/DSEA/RPAC	BC:NRO/DEIA/NRGB
NAME	BHayes	BAbeywickrama*	LBurkhart (RClement for)	JColaccino
DATE	06/14/16	05/20/16	06/14/16	6/15/16

**OFFICIAL RECORD**

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(Revised 08/25/2015)

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