

From: Christopher Grimes, *NRR*  
To: WNP3.LAW Leonard Wiens, NRR  
Date: 5/23/96 10:20am  
Subject: TS POLICY QUESTION -Reply

Various parts of the Inspection Manual, Inspection Guidance (Section 9900 of the manual), and the Enforcement Manual direct the inspector to determine that (1) if the plant is operating "outside the design basis" in a manner that is not explicitly addressed by the tech specs, the licensee is expected to enter 3.0.3 and shutdown the plant or (2) if, during the normal course of updating the design and procedures, the licensee finds that the license requirements (including TS) are not adequate and need to be more conservative, but they otherwise are operating the plant in accordance with the TS and the more conservative conditions, they can institute an admin procedure to ensure the more restrictive conditions continue to be satisfied until a timely application for a license amendment can be processed. My explanation is a little different than yours, because I would differentiate the "outside design basis" condition. I believe this explanation can be derived from the existing inspection procedures; but I don't want to take the time to research all that material to identify all the different ways it is addressed. If Mr. Miller, or anyone else in the Region prone to more explicit literal compliance instructions, believes that this point is not described adequately in those procedures, they may want to consider a formal TIA that would compel PIPB and TSB to add these details to the inspection procedures.

CC: TSBStaff, WNP6.JRG