

INFORMATION REPORT

February 27, 2009

SECY-09-0032

For: The Commissioners

From: Vonna L. Ordaz
Assistant for Operations
Office of the Executive Director for Operations

Subject: WEEKLY INFORMATION REPORT - WEEK ENDING
FEBRUARY 20, 2009

Contents

Enclosure

Nuclear Reactor Regulation	A
New Reactors	B
Nuclear Material Safety and Safeguards	C*
Federal and State Materials and Environmental Management Programs	D*
Nuclear Regulatory Research	E*
Nuclear Security and Incident Response	F*
Administration	G
Information Services	H
Chief Financial Officer	I*
Human Resources	J*
Small Business and Civil Rights	K*
Enforcement	L*
Public Affairs	M*
International Programs	N*
Secretary	O
Region I	P*
Region II	P*
Region III	P*
Region IV	P*
Executive Director for Operations	Q*
Congressional Affairs	R*

*No input this week.

/RA Tamara E. Bloomer Acting for/

Vonna L. Ordaz
Assistant for Operations, OEDO

Contact:
U. Shoop, OEDO

Office of Nuclear Reactor Regulation (NRR)
Items of Interest
Week Ending February 20, 2009

Public Meetings to Solicit Comments on the Draft Supplemental Environmental Impact Statement (DSEIS) for the License Renewal of Indian Point Nuclear Generating Unit Nos. 2 and 3

On February 12, 2009, the staff conducted two meetings in Cortlandt Manor, New York, to solicit comments from the public on the DSEIS, regarding the Indian Point Nuclear Generating Unit Nos. 2 and 3 License Renewal Review. The Draft Supplement 38, published in December 2008, is a site-specific supplement to the "Generic Environmental Impact Statement for License Renewal of Nuclear Plants" (NUREG-1437). Approximately 700 people attended the meetings, including members of the public, representatives from Entergy, local citizen organizations, and State and local officials. Public comments included spent fuel storage, groundwater contamination, alternatives to license renewal, the potential impacts of alternatives, and the potential consequences of plant shutdown. Many of the commenters, especially those representing inner city residents, spoke in favor of license renewal, while others spoke against license renewal.

As part of the public outreach effort the staff held an open house for one hour prior to the start of each meeting. The open house provided members of the public with an opportunity to talk informally with the NRC staff and view informational displays and brochures.

Nuclear Energy Institute National Fire Protection Association (NFPA) 805 Task Force Public Meeting

On February 16, 2009, the staff participated in a monthly public meeting (Category 2) with representatives from the Nuclear Energy Institute NFPA 805 Task Force, other stakeholders, and the public, to discuss the NFPA 805 Frequently Asked Questions (FAQs) related to the adoption of NFPA 805. The staff began holding these monthly FAQ public meetings in July 2006, and expects to continue holding them throughout the transition period to the new licensing basis.

Office of New Reactors (NRO)
Items of Interest
Week Ending February 20, 2009

Commission Approves Aircraft Impact Rule

On February 17, 2009, the Commission voted to approve the publication and implementation of a final rule amending certain requirements in 10 CFR Parts 50 and 52 for consideration of aircraft impacts for new nuclear power reactors. The final rule will require applicants for new nuclear power reactor licenses and new reactor designs to perform a design-specific assessment of the effects of the impact of a large, commercial aircraft. The rule will require the applicant to use realistic analyses to identify and incorporate design features and functional capabilities to ensure, with reduced use of operator actions, that either the reactor core remains cooled or the containment remains intact, and either spent fuel cooling or spent fuel pool integrity is maintained. Detailed parameters on the aircraft impact characteristics to be used in the assessment will be set forth in guidance and any changes to these parameters must be approved by the Commission. The rule will allow a combined license (COL) applicant referencing an existing design certification the flexibility to address the rule's requirements solely in the COL application. The staff will incorporate changes to the final rule directed by the Commission by June 2, 2009, after which the final rule will be published in the *Federal Register* and become effective 30 days after publication.

Staff Holds Public Scoping Meeting to Discuss Environmental Issues Pertaining to the COL Application for Callaway Unit 2

On February 18, 2009, the staff conducted a meeting to solicit comments from the public to help identify significant environmental issues related to the COL application for the AmerenUE COL site near Fulton, Missouri, and to provide the opportunity to interested members of the public to submit comments or suggestions on these environmental issues and the proposed scope of the staff's environmental review. Approximately 200 people attended the meetings, including representatives of the NRC staff, Pacific Northwest National Laboratory staff, AmerenUE staff, state and local governments, the nuclear industry, and members of the public. About 40 people provided comments.

The public comment period for scoping ends on March 24, 2009. At the conclusion of the comment period, the staff will evaluate the comments received, develop the scope of the draft environmental impact statement (EIS), and prepare the draft EIS.

Office of Administration (ADM)
Items of Interest
Week Ending February 20, 2009

Protection of Safeguards Information; Correction (10 CFR Parts 2, 30, 40, 50, 52, 60, 63, 70, 71, 72, 73, 76, and 150, RIN 3150-AH57)

On February 12, 2009, the NRC published a document (74 FR 6989) in the *Federal Register* that corrected the final rule amending the regulations for the protection of Safeguards Information. The amendment was necessary to correct an erroneous authority citation.

Technical Specifications Task Force; Denial of Petition for Rulemaking (PRM-170-6)

On February 17, 2009, the NRC published a document (74 FR 7382) in the *Federal Register* that denies a petition for rulemaking submitted by the Technical Specifications Task Force (PRM-170-6). The petitioner requested that the NRC amend its regulations to provide an explicit exemption from NRC fees for review activities associated with generic improvements to the Improved Standard Technical Specifications. The NRC is denying the petition because it presents issues that the NRC has already fully considered and addressed and the petitioner failed to present any significant new information or arguments that would warrant the requested action.

Regulatory Changes to Implement the Additional Protocol to the US/International Atomic Energy Agency (IAEA) Safeguards Agreement; Correction (10 CFR Part 75, RIN 3150-AH38)

On February 18, 2009, the NRC published a document (74 FR 7549) in the *Federal Register* that corrected the final rule amending the regulatory changes to implement the additional protocol to the US/IAEA Safeguards Agreement. The amendment was necessary to correct an amendatory instruction that resulted in duplicative undesignated center headings.

IBM Rational Tool Software

On February 12, 2009, as a result of a negotiated acquisition, a fixed price General Services Administration Federal Supply Schedule delivery order, NRC-DR-33-09-346, was awarded to Immix Technology, Inc. of McLean, VA, for acquisition of the IBM Rational Tool Software, including maintenance, to assist the NRC with project management support. The total value of the delivery order is \$131,554.53, with a period of performance of one year from January 1, 2009, through December 31, 2009. Immix Technology is a small business.

Office of Information Services (OIS)
Items of Interest
Week Ending February 20, 2009

Freedom of Information Act (FOIA) and Privacy Act (PA) Requests Received During the Period of February 13, 2009 through February 19, 2009:

SECY-92-263, "NRC Program for Elimination of Requirements Marginal to Safety" dated July 24, 1992	FOIA/PA-2009-0087
Office of Investigations Case 4-2006-0025, report summary	FOIA/PA-2009-0088
Communications between NRC and Nuclear Energy Institute staff or contractors, regarding Hemyc fire barriers	FOIA/PA-2009-0089

Office of the Secretary (SECY)
Items of Interest
Week Ending February 20, 2009

Document Released to Public	Date	Subject
Decision Documents		
1. SECY-09-0018	01/30/09	Streamlining Design Certification Rulemakings
2. SRM-COMSECY-08-0041	02/18/09	Staff Recommendation Related to Reinstatement of the Construction Permits for Bellefonte Nuclear Plant Units 1 and 2
Commission Voting Record on COMSECY-08-0041	02/18/09	(same)
3. Commission Voting Record on SECY-08-0152	02/17/09	Final Rule – Consideration of Aircraft Impacts for New Nuclear Power Reactors (RIN 3150-AI19)
4. Commission Voting Record on SECY-08-0170	02/17/09	Final Rule: 10 CFR Part 63, “Implementation of a Dose Standard After 10,000 Years” (RIN 3150-AH68)
Information Papers		
1. SECY-09-0020	02/04/09	Annual Report on Court Litigation (Calendar Year 2008)
Memoranda		
1. M090217	02/17/09	Staff Requirements – Affirmation Session, SECY-08-0152, SECY-08-0170, SECY-08-0199, SECY-09-0024
2. M090205	02/17/09	Staff Requirements – Briefing on Uranium Enrichment
3. M090204B	02/18/09	Staff Requirements – Briefing on Risk-Informed, Performance-Based Regulation

Federal Register Notices Issued

1. South Texas Project Nuclear Operating Company Application for the South Texas Project Units 3 and 4; Notice of Order, Hearing, and Opportunity to Petition for Leave to Intervene, Docket Nos. 52-012 and 52-013.
2. Call for Nominations, Advisory Committee on the Medical Uses of Isotopes.
3. Advisory Committee on Reactor Safeguards, Subcommittee Meeting on Materials, Metallurgy & Reactor Fuels, Revised notice of meeting (03/04/2009).