

FINAL RULE PART 52
LICENSES,
CERTIFICATIONS AND
APPROVALS

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Agenda

- Background
- Purpose
- Outcomes of Final Rule
- Interactions
- Finality in Environmental Area
- Design Certification Amendments
- Other Process Enhancements
- Optimize Closure Process for ITAAC

Background

- January 30, 2006 SRM on SECY-05-0203 approved proposed rule publication
- Proposed rule published March 13, 2006
- Comment period ended May 30, 2006

Purpose

- Update 10 CFR Part 52
 - lessons learned during design certification & ESP reviews
 - interactions with stakeholders on COL process
- Enhance efficiency/effectiveness
- Clarify applicability of requirements

Outcomes of Final Rule

- Clear statement of application requirements for each licensing/approval process
- ITAAC closure process
- Flexibility in regulatory processes
- Clear applicability of technical and administrative requirements for each process

Interactions

- Stakeholder meetings
- Public comments
- Range of staff views considered
- Supplemental proposed rule on limited work authorizations published October 17, 2006 as directed by SRM dated October 2, 2006

Finality in Environmental Area

- Clarifying environmental finality at ESP Stage
- Enhancing concept of new and significant information
- Describing process for complete EIS at ESP Stage
- Range of staff views considered

Design Certification Amendments

- In proposed rule, Commission raised questions about amendment provisions
- Many commenters encouraged NRC to adopt a process
- NRC added three criteria
- Amendments would apply to all referencing plants

Other Process Enhancements

- Several process changes made in response to stakeholder comments
- Retain provisions for identical designs at multiple sites reviews
- Allow COL applications to be submitted in two parts

Optimize closure process

- Proposed rule raised questions about ITAAC completion
- Purposes of rule provisions
 - meet statutory requirements
 - facilitate inspection process
 - address roles of NRC and licensee in information availability
 - provide stability in process

Requirements on ITAAC Completion

- Submittal of ITAAC schedule
- ITAAC completion notifications
- Sufficient information for ITAACs not completed before hearing notice
- Notice of opportunity for hearing

Acronyms

- COL – combined license
- EIS – environmental impact statement
- ESP – early site permit
- ITAAC – inspections, tests, analyses and acceptance criteria
- SRM – staff requirements memorandum