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## Commissioner Dicus Response

1. Once the Commission approves the interim criteria, review staff from the offices will determine which specific documents need to be protected from disclosure, and discuss management and quality controls. One option is to use a form of management controls that are already in place to ensure that web information is handled consistently throughout the agency. The controls call for certain levels of management review before material is released to the web, and the same controls can be utilized for material to be released to the public or posted on ADAMS.

2. Emergency plan information is currently located in ADAMS (not the web) and at various library and depository locations around the country. The emergency plans are generally too cumbersome and detailed to be used by the public. They are used by the licensee to identify commitments for notifications, procedures, etc., to be used in an emergency. These plans are in essence a "road map" which identify vulnerabilities, failures and events that could occur to lead the licensee to initiate various emergency action levels. For instance, the plan would identify system failures or offsite power failures that would lead to an alert or a site area emergency. The plans also identify communication infrastructures and specific evacuation routes. Information from the emergency plan is often relocated to the emergency plan implementing procedures. These procedures contain very specific plant related information such as which system/pump/bus failure could lead to significant clad or core damage. Thus, a potential terrorist could determine which systems to defeat to create a "worst-case" scenario.

The licensees typically send information to local residents on evacuation, sheltering, etc., through calendars and other written material throughout the year. Information is also typically included in phone books, and would be announced on local radio stations and television stations, through sirens in the area, etc. This information would **not** be included in the emergency plans transmitted to the NRC, and was never intended to be included on the agency's web site.

With regard to FSARs, It is the staff's intent to protect portions of the FSARs , mainly that which includes drawings, schematics, etc., rather than the entire document. See alternate wording for criteria 1, below:

### Alternative Wording for Criteria #1 to be Used When Deciding to Make a Discretionary Release of Information to the Public

**"A consolidation or collection of plant-specific information that might be used to exploit site-specific features including equipment and specific facility locations. Examples would include portions of the Final Safety Analysis Reports (FSARs) that contain detailed drawings of the site and plant structures. Such drawings depict facility layouts, locations of vital equipment within plant buildings, and construction details of plant structures. Other examples of these types of documents include Plant Information Books, Emergency Plans, Individual Plant Examination for External Event (IPEEE) material, risk-informed inspection notebooks, and other risk and facility vulnerability information."**

3. The criteria were general so that the Commission could identify the broad categories of documents that should be protected. If the Commission finds, for example, that physical vulnerabilities, weaknesses or potential weaknesses should be protected, staff would likely not re-post event reports, PNs, daily reports or related information that meets this criteria. The

plant status report could be posted without the "comments" column, per Commissioner Diaz' comment, which could point to vulnerabilities at the plant.

Finally, it was envisioned these criteria would be utilized in the short term so that decisions about ongoing communications and current documents could be made quickly and the business of the agency may continue. For the longer term, it is expected that Ms. Federline's task force will identify, in an issue paper, the questions and options involved regarding balancing national security interests with public information needs.