

EDO Principal Correspondence Control

FROM: DUE: 03/23/04 2:00 pm EDO CONTROL: G20040201
DOC DT: 03/18/04
FINAL REPLY:

Joe F. Colvin
Nuclear Energy Institute (NEI)

TO:

Chairman Daiz

FOR SIGNATURE OF : ** GRN ** CRC NO: 04-0157

Travers, EDO

DESC:

Request for Meeting with Commission to Discuss
Issues Related to Design Basis Threat

ROUTING:

Travers
Norry
Paperiello
Kane
Collins
Dean
Burns/Cyr
Zimmerman, NSIR

DATE: 03/22/04

ASSIGNED TO: CONTACT:

EDO Wetzel

SPECIAL INSTRUCTIONS OR REMARKS:

Coordinate response with NSIR. Commission agrees
premature to meet, continue to resolve issues.
Commission to do a quick review prior to dispatch.
Add Commission on for concurrence.
Ref. G20040152.

**OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET**

Date Printed: Mar 22, 2004 11:48

PAPER NUMBER: LTR-04-0157
ACTION OFFICE: EDO

LOGGING DATE: 03/22/2004

AUTHOR: Joe Colvin
AFFILIATION: NEI
ADDRESSEE: CHMN Nils Diaz
SUBJECT: Request for meeting with Commission to discuss issues related to design basis threat.

ACTION: Direct Reply
DISTRIBUTION: Cy RF.

LETTER DATE: 03/18/2004

ACKNOWLEDGED No

SPECIAL HANDLING: Commission to do quick review. Commission agrees premature to meet - continue to resolve issues - ADAMS for Immediate Release via SECY/EDO/DPC

NOTES:

FILE LOCATION: ADAMS

DATE DUE: 03/23/2004

DATE SIGNED:

EDO --G20040201



NUCLEAR ENERGY INSTITUTE

4618

CHAIRMAN REC'D

04 MAR 19 AM 9:28

Joe F. Colvin
PRESIDENT AND
CHIEF EXECUTIVE OFFICER

March 18, 2004

The Honorable Nils J. Diaz
Chairman
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Dear Chairman Diaz:

On March 3, I sent a letter requesting a Commission meeting to discuss several important issues related to the design basis threat (DBT). Since that time, the industry has met five times with NRC staff and senior NRC management; are continuing to meet almost daily; and are making progress on reaching closure on the DBT issues.

While we are encouraged by the progress being made with the staff, final decisions on key issues relating to implementation of the DBT have yet to be made. The industry is in a time critical period as licensees have only six weeks to complete their revised security plans, which includes management review, prior to the April 29 date for plan submittal. We cannot allow open policy issues to remain unresolved if the Commission expects licensees to respond within the required time.

Therefore, we are requesting a meeting with the Commission, preferably on March 25 or 26 to address any unresolved policy issues. One key issue already identified is the minimal credit given to the insider mitigation program with respect to vehicle access. We are continuing to work with the staff on the implementation details of the program; however, the appropriate amount of credit for the program is a policy issue that needs to be resolved by the Commission.

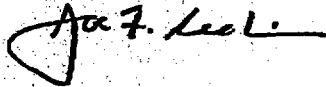
The Honorable Nils J. Diaz

March 18, 2004

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We will support this meeting with appropriate industry executives and managers to discuss the issues with the Commission. Thank you in advance for your timely consideration of our request for the meeting.

Sincerely,

A handwritten signature in dark ink, appearing to read "Joe F. Colvin". The signature is fluid and cursive, with a large initial "J" and "C".

Joe F. Colvin

c: The Honorable Edward McGaffigan, Jr.
The Honorable Jeffrey S. Merrifield
Dr. William D. Travers
Mr. William F. Kane
Mr. Roy P. Zimmerman