

April 29, 2004

MEMORANDUM TO: Cathy Haney, Program Director
Policy and Rulemaking Program
Division of Regulatory Improvement Programs, NRR

FROM: Peter C. Wen, Project Manager */RA/*
Policy and Rulemaking Program
Division of Regulatory Improvement Programs, NRR

SUBJECT: SUMMARY OF APRIL 26, 2004, PUBLIC MEETING REGARDING
EMERGENCY ACTION LEVEL CHANGE SUBMITTALS

On April 26, 2004, the Nuclear Regulatory Commission (NRC) staff held a public meeting with the industry and the public to discuss Regulatory Guide 1.101, Revision 4, "Emergency Planning and Preparedness for Nuclear Power Reactors" endorsement of NEI 99-01, Revision 4, "Methodology for Development of Emergency Action Levels" and NRC expectations for the content of submittals for emergency action level changes. Handouts used by the staff during the meeting are included in Attachment 2 - Emergency Action Level Change Submittals (ADAMS Accession Number: ML041180480) and Attachment 3 - Example Template (ADAMS Accession Number: ML041180514).

The staff presentation focused on NRC recommended methods to submit and implement changes to emergency action levels (EALs). Examples of good practice and lessons learned from recent licensee submittals were presented and discussed. The attendees generally supported the staff's efforts to provide guidance for EAL change submittals. Several licensees in the process of preparing EAL scheme revisions were in attendance and indicated that their submittals would be modified to incorporate the guidance provided in the meeting. However, several comments were received which identified the industry's desire to obtain additional information on the following subjects:

- Historical allowance for the use of 10 CFR 50.54(q) to make changes to EALs
- Description of "decrease in effectiveness", including a workable definition which provides for consistent application in regard to EAL changes
- Impending regulatory driven changes to Security related activities which affect EALs

A list of specific questions related to the above subjects was collected by the Staff. The questions will be reviewed and answered by the Emergency Preparedness Project Office (EPPO) and included on the NRC EPPO website, as well as documented in ADAMS.

Having completed discussion of the agenda items, the group adjourned. Representatives of the NRC and the industry agreed that this meeting had been useful for the exchange of information on the discussion subject.

Project No. 689
Attachments: As stated
cc: w/atts: See list

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Attachments: As stated
cc: w/attn: See list

Accession Number: ML041210096

Memo: ML041210094

Attachment: ML041180480

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|--------|------------|------------|------------|------------|
| OFFICE | PM:RPRP | EPPO | SC:EPPO | SC:RPRP |
| NAME | PWen | GCasto | EWeiss | EMcKenna |
| DATE | 04/28/2004 | 04/28/2004 | 04/28/2004 | 04/29/2004 |

OFFICIAL RECORD COPY

**NRC/NEI/Stakeholders Meeting
Emergency Action Level Change
April 26, 2004
List of Attendees**

| <u>Name</u> | <u>Affiliation</u> |
|-------------------|------------------------------|
| Nader Mamish | NRC |
| Eric Weiss | NRC |
| Greg Casto | NRC |
| Randy Sullivan | NRC |
| Robert Kahler | NRC |
| Kevin Williams | NRC |
| Bob Moody | NRC |
| Bruce Musico | NRC |
| Tim McGinty | NRC |
| Joe Anderson | NRC |
| Mike Jamgochian | NRC |
| Eric Benner | NRC |
| Peter Wen | NRC |
| Alan Nelson | NEI |
| Jack Lewis | Entergy- Waterford |
| Curtley Hayes | Entergy |
| Luke Gzessle | Calloway |
| Rod Brown | Duke Power |
| Mary Ann Wilson | Entergy- Indian Point |
| Carl Simmons | OPPD- Ft Calhoun Station |
| Ted Maloney | NMC-Kewaunee |
| Jerrie Coleman | NMC-Kewaunee |
| David Young | FPL Energy- Seabrook Station |
| Chris Boone | SNC- Vogtle |
| Charlie Arnone | Exelon Nuclear |
| Larry Baker | Exelon Nuclear |
| Brent Knepper | Exelon Nuclear |
| Dennis Gordon | First Energy |
| Todd Henderson | FENOC-Perry |
| Lawrence Burgwald | FENOC-Perry |
| Chuck Cotton | TXU |
| Bob Kidwell | TXU |
| Don Mothena | FPL |
| Cyrus Anderson | SCE-San Onofre |
| Ed Weinkam | NMC |
| Martin Vonk | NMC |
| Walter Lee | Southern Nuclear |
| Bob Fischer | Cooper |
| James Hagy | TVA |
| Edward Roach | Constellation Energy-CCNPP |
| Tom Gilbert | Dominion |
| John Costello | Dominion |

**NRC/NEI/Stakeholders Meeting
Emergency Action Level Change
April 26, 2004
List of Attendees (Cont)**

Name

Affiliation

Kevin Morris
Tony Pilo
Robert Williamson
Ed Collins
Dave Moss

DTE Energy
Progress Energy
SCE&G
INPO
INPO

On Bridge:

Bob Jickling
Tom Ploski
John Stephenson
Deann Raleigh

NRC/RIII
NRC/RIII
Progress - Crystal River
Scientech

cc: Via email (Use MS Word if available)

Alan Nelson, NEI
apn@nei.org

Distribution: Mtg w/NEI EAL Change Submittals 04/26/04
ADAMS/PUBLIC
OGC
ACRS

EMail

RidsNrrOd
RidsNrrAdpt
RidsNrrDrip
CHaney
EMcKenna
NMamish, EPPO
EWeiss, EPPO
GCasto, EPPO
TBergman, OEDO
OPA