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From: John Craig *EDD*
To: *EDD* Joseph Shea; Michael Johnson; Mindy Landau *NK*
Date: Fri, Dec 14, 2001 11:31 AM *EDD*
Subject: NOTE TO INFORM COMMISSION RE: STAFF PLANS TO RESTORE ROP WEB PAGES

This is a sensitive issue -
Please do not make any changes until we get back to you!

>>> Michael Johnson 12/14/01 07:03AM >>> *NK*

Attached is a draft note that we propose be provided to the Commission regarding our plans to return the ROP pages to the external web.

In light of the fact that the issue regarding guidance for release of information to the public is before the Commission, we believe it is appropriate to ensure they are aware of our plans so they are not surprised and have an opportunity to weigh in if desired.

We feel a great sense of urgency regarding the return of these web pages and thus would appreciate priority consideration of this issue.

CC: Bruce Boger; Conchita See; Mark Satorius; Patricia Norry; Richard Borchardt; Ronald Frahm; Scott Morris; William Dean; William Kane; William Reckley

B-11

DRAFT C-NOTE

The purpose of this note is to inform the Commission of the staff's plans to return the ROP page to the external web on December 24, 2001. This includes web pages that provide plant assessment results (performance indicators and inspection findings within the ROP framework), performance indicator summary table, inspection findings summary table, plant issues matrix, and the action matrix summary.

In light of the events of September 11 and consistent with the interim guidance that is before the Commission regarding the release of documents to the public, the staff plans to make changes to the previous ROP pages as follows:

Physical Protection Cornerstone PIs: No change.

The Security Equipment Performance Index provides a historical perspective on the licensee's ability to *maintain equipment to be available to perform its intended function*. Because security plans require licensees to employ compensatory measures when equipment is unavailable, the release of the PI result will not provide an indication of the existence of a safeguards vulnerability. The other physical protection PIs (Personnel Screening Program Performance and Fitness-for-Duty/Personnel Reliability Program Performance) count the number of reportable failures by the licensee to properly implement the regulatory requirements. While these give a historical perspective regarding the effectiveness of the licensee's programmatic efforts to implement 10 CFR 73.56 & 57 and 10 CFR Part 26, the specific deficiencies were recognized, reported, and corrected by the licensee.

Physical protection cornerstone Inspection Findings: Modified as follows.

Inspection findings would be shown only as grey, "information not available." Although there is little concern from a safeguards perspective regarding the release of green findings, other than green findings could be viewed by some as an indicator that significant vulnerabilities exist. While this is not accurate as compensatory actions for each of these findings have been taken, the staff believes it is prudent to not highlight these issues on the web. The staff believes it is appropriate from a public confidence perspective to provide information that indicates the NRC is continuing to inspect licensees in this area, identify issues, and assure they are addressed. Therefore, the web page would indicate "no findings this quarter" for those quarters in which no findings were identified.

Plant Issues Matrix: No change except for physical protection findings.

The PIM would be modified to remove information regarding safeguards findings. When the PIM is accessed, the viewer would simply see a note that indicates that details of findings are documented in an inspection report and are considered to be safeguards information. No link would be provided to an inspection report for these findings. Other than this change, PIM findings and functionality would remain unchanged.

List of Inspection Reports: Disabled. Because this list contains reports of physical protection inspections along with other inspection reports, the staff will disable the entire page unless and until we have been able to review the reports in accordance with the interim release criteria to ensure that the reports do not contain inappropriate information.