

## INTERIM ENFORCEMENT DISCRETION POLICY ON POST-FIRE OPERATOR MANUAL ACTIONS

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- ▶ Commission approved development of interim policy in SRM dated September 12, 2003.
- ▶ Staff will submit interim policy (included in a *Federal Register* notice (FRN)) for Commission approval.
- ▶ FRN will contain Statements of Consideration for interim acceptance criteria (technical basis and disposition of public comments).
- ▶ Under interim policy, NRC will exercise enforcement discretion and normally not take enforcement action for those licensees that rely on unapproved operator manual actions, provided these licensees have demonstrated and documented the feasibility of their operator manual actions in accordance with interim acceptance criteria included in the policy.
- ▶ NRC may take enforcement action when a licensee's operator manual actions do not meet the interim acceptance criteria or requirements in 10 CFR Part 50, Appendix R, Paragraph III.G.2.
- ▶ Policy (subject to subsequent Commission-approved associated policy, guidance, or regulation) will be in effect 60 days upon publication in FR until a final revision of 10 CFR Part 50 Appendix R is issued and becomes effective.
- ▶ NRC will not normally take enforcement action for previous green SDP inspection findings involving unapproved operator manual actions provided licensees have demonstrated and documented the feasibility of their operator manual actions in accordance with interim acceptance criteria included in the policy.
- ▶ Efficient process to align regulatory requirements and safety objectives.
- ▶ Balance the need for expedited regulatory guidance against desire for public participation.

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