

December 20, 2006

Mr. Alexander Marion
Nuclear Energy Institute
1776 I Street, NW, Suite 400
Washington, DC 20006-3708

SUBJECT: STAFF RESOLUTION ASSOCIATED WITH LICENSE RENEWAL INTERIM
STAFF GUIDANCE LR-ISG-23: REPLACEMENT PARTS NECESSARY TO
MEET 10 CFR 50.48 (FIRE PROTECTION)

Dear Mr. Marion:

The purpose of this letter is to inform you of the staff's resolution of License Renewal Interim Staff Guidance LR-ISG-23. This LR-ISG was initiated to determine if additional guidance is warranted regarding replacement parts for Title 10 of the Code of Federal Regulation (10 CFR) 50.48, "Fire Protection." The staff has determined that the development of this LR-ISG is not necessary since additional guidance is not needed. The staff considers this LR-ISG withdrawn and closed.

A question was raised during the Arkansas Nuclear One, Unit 2 license renewal application review, regarding the requirement for replacement parts in storage necessary to meet the approved fire protection program (FPP) as described in the applicant's operating license condition. Specifically, replacement parts that are necessary (available for immediate usage) to meet an approved FPP as described in an operating license condition.

The staff has determined that 10 CFR 54.4(a)(3) clearly specifies that components relied on in safety analyses or plant evaluations to perform a function that demonstrates compliance with the Commission's regulations (regulated events) be in scope of license renewal. These replacement parts credited in the FPP must be capable of performing their intended function. Therefore, these parts are within the scope of license renewal per 10 CFR 54.4 scoping criteria and subject to an aging management review per 10 CFR 54.21. On this basis, the staff finds that additional guidance is not necessary.

If you have any questions regarding this matter, please contact Ms. Linh Tran of my staff at 301-415-4103 or via e-mail at lint@nrc.gov.

An identical letter was sent to Mr. David Lochbaum at the Union of Concerned Scientists.

Sincerely,

/RA/

Pao-Tsin Kuo, Acting Director
Division of License Renewal
Office of Nuclear Reactor Regulation

December 20, 2006

Mr. David Lochbaum
Union of Concerned Scientists
1707 H Street, NW, Suite 600
Washington, DC 20006-3919

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Division of License Renewal
Office of Nuclear Reactor Regulation

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DATE	12/19/06	12/19/06	12/20/06	

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Letter to A. Marion and D. Lochbaum, from P.T. Kuo, dated December 20, 2006

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NUCLEAR ENERGY INSTITUTE

Project No. 690

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