

OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET

Date Printed: Dec 20, 2006 10:12

PAPER NUMBER: LTR-06-0645

LOGGING DATE: 12/20/2006

ACTION OFFICE: EDO

To: Dyer, NRR
Ref. G20061044

AUTHOR: Marvin Fertel

AFFILIATION: NEI

ADDRESSEE: Dale Klein

SUBJECT: Request for safeguards meeting with the Commission to discuss NRC plans to issue orders to specific licensees to address hydrogen control issues under certain beyond design basis security scenarios

ACTION: Appropriate

DISTRIBUTION: No distribution from SECY...Commission is aware of document

cys: EDO
DEDMRS
DEDR
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AO
Lamb, OEDO

LETTER DATE: 12/08/2006

ACKNOWLEDGED No

SPECIAL HANDLING: Made Publicly Avu. lable in ADAMS via EDO/DPC

NOTES: (Result of meeting w/Commission 12/12/06)
EDO to mtg w/industry reps by mid-Jan and report back to Commission the result...

FILE LOCATION: ADAMS

DATE DUE:

DATE SIGNED:

Exempt from Public disclosure in accordance with 10 CFR 2.390



NUCLEAR ENERGY INSTITUTE

Marvin S. Fertel
SENIOR VICE PRESIDENT AND
CHIEF NUCLEAR OFFICER

December 8, 2006

The Honorable Dale E. Klein
Chairman
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Dear Chairman Klein:

Our letter dated December 1, 2006, requested a safeguards meeting with the Commission to discuss NRC plans to issue orders to specific licensees to address hydrogen control issues under certain beyond design basis security scenarios. On December 5, a meeting was held between NRC staff and the affected licensees to discuss this topic, and those licensees were informed that the orders would be issued by December 20.

The discussion at the December 5 meeting has reinforced our belief that a meeting between the Commissioners and Chief Nuclear Officers of the affected plants is necessary. There is considerable confusion over the premise for the orders, including the impact of the scenario on the specific plants, the viability of the proposed resolution, the relationship to the actions and mitigation strategies already being implemented under security order provision B.5.b, the design criteria being imposed, and the cost of the design modifications. Thus, we urge the Commission to arrange a meeting to discuss these concerns to ensure consistency in Commission expectations and licensee actions related to addressing specific security scenarios before the issuance of orders.

Sincerely,

A handwritten signature in cursive script that reads "Marvin S. Fertel".

Marvin S. Fertel

c: The Honorable Edward McGaffigan, Jr., Commissioner, NRC
The Honorable Jeffrey S. Merrifield, Commissioner, NRC
The Honorable Gregory B. Jaczko, Commissioner, NRC
The Honorable Peter B. Lyons, Commissioner, NRC
Mr. Luis A. Reyes, Executive Director for Operations, NRC
Mr. William F. Kane, Deputy Executive Director for Reactor and Preparedness Programs, NRC
Mr. James E. Dyer, Director, Office of Nuclear Reactor Regulation, NRC

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