

June 25, 2007

MEMORANDUM TO: Those on the Attached List

FROM: Nader L. Mamish, Deputy Director for Emergency Preparedness
Division of Preparedness and Response **/RA/**
Office of Nuclear Security and Incident Response

SUBJECT: CLARIFICATION OF DOCUMENTATION ISSUES, FOR
ATTACHMENT IP 71114.07, "FORCE-ON-FORCE (FOF)
EXERCISE EVALUATION," DATED OCTOBER 26, 2006.

I am responding to a regional request for clarification of documentation issues concerning Inspection Procedure (IP) 71114 Reactor Safety-Emergency Preparedness, Attachment 7 "Force-On-Force (FOF) Exercise Evaluation."

As requested, my staff reviewed the issues relating to current guidance, for documentation of inspection reports, sample sizes, and inspection completion status. Due to the relatively new issuance of the attachment and sensitivity for improper distribution of safeguards information, questions have frequently arisen concerning the appropriate security classification of inspection results.

Within the Office of Nuclear Security and Incident Response (NSIR), the Security Performance Evaluation Branch of the Division of Security Operations has provided clarification to the staff of the Licensing and Inspection Branch of the Division of Preparedness and Response concerning the security status of Attachment IP 71114.07. It has been concluded that there is little or no likelihood of any safeguards information being associated with the performance of this attachment. Attachment IP 71114.07 will be revised to reflect this new guidance, along with some other changes (e.g., changing the attachment's title, specifying how to document inspection results, etc).

This memorandum provides interim guidance until Attachment IP 71114.07 is revised and re-issued. Enclosure 1 (Answers to Frequently Asked Questions for Attachment IP 71114.07) is provided for further clarification of questions relating to documentation issues.

CONTACT: Ronald V. Schmitt, NSIR/DPR/EP
301-415-4082

Enclosure:
As stated

MEMORANDUM TO J. Clifford, et. al., from Nader Mamish dated _____

SUBJECT: CLARIFICATION OF DOCUMENTATION ISSUES, FOR ATTACHMENT
IP 71114.07, "FORCE-ON-FORCE (FOF) EXERCISE EVALUATION",
DATED JUNE XX, 2007

James Clifford, Deputy Director
Division of Reactor Projects, Region I
Nuclear Regulatory Commission

John Tappert, Deputy Director
Division of Reactor Safety, Region I
Nuclear Regulatory Commission

Harold Christensen, Deputy Director
Division of Reactor Projects, Region II
Nuclear Regulatory Commission

Kriss Kennedy, Deputy Director
Division of Reactor Safety, Region II
Nuclear Regulatory Commission

Steven West, Deputy Director
Division of Reactor Projects, Region III
Nuclear Regulatory Commission

Ann Boland, Deputy Director
Division of Reactor Safety, Region III
Nuclear Regulatory Commission

Anton Vogel, Deputy Director
Division of Reactor Projects, Region IV
Nuclear Regulatory Commission

Roy Caniano, Deputy Director
Division of Reactor Safety, Region IV
Nuclear Regulatory Commission

Richard Correia, Deputy Director for Security Oversight
Division of Security Operations
Office of Nuclear Security and Incident Response
Nuclear Regulatory Commission

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CONTACT: Ronald V. Schmitt, NSIR/DPR/EP
301-415-4082

Enclosure:
As stated

DISTRIBUTION:
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R. Kahler, NSIR
R. Schmitt, NSIR
R. Alber, NSIR
R. Correia, NSIR
EPD Reading File

ADAMS Accession Number: ML071010320

OFFICE	NSIR/DPR/EP	NSIR/DPR/EP	NSIR/DSO/SPE	NSIR/DPR/EP	NSIR/DSO/DDSO	NSIR/DPR/DDEP
NAME	RSchmitt	RKahler	RAlber	EWeiss	RCorreia	NMamish
DATE	04/11/07	04/23/07	06/06/07	06/06/07	06/14/07	06/25/07

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Answers to Frequently Asked Questions (FAQ) for Attachment IP 71114.07

FAQ #1: Who is supposed to document completion of Attachment IP 71114.07 as “COMPLETE” in the Reactor Programs Systems (RPS) Inspection Planning (IP) section for those sites that had Force-On-Force (FOF) inspections and performed Attachment IP 71114.07?

Answer: Any qualified regional inspector.

FAQ #2: How can staff verify that the samples have been entered in the RPS for all the sites that had FOF exercise evaluations?

Answer: Verification that samples are actually entered for all the sites that had FOF exercise evaluations can be accomplished by reviewing the RPS, Item Reports (IR) database (i.e., for those specific sites in question).

Since the initial issuance of the attachment, the Office of Nuclear Security and Incident Response (NSIR), Division of Security Oversight (DSO) Team Leaders have been entering the samples sizes from HQ, via a security password access to the RPS (IR) database. However, in the next Inspection Planning Cycle (IPC), which will commence on January 1, 2008, the regions will open (i.e., for each site) an Annual Emergency Preparedness Inspection Report, to which all EP activities will be charged. With this proposed change, the regional inspectors will begin to enter sample sizes in the RPS (IR) database, as well entering the attachment’s completion status in RPS, Inspection Planning (IP) database.

FAQ #3: What inspection report do the residents charge to?

Answer: The qualified regional inspector that performs the attachment IP 71114.07 during a FOF exercise evaluation should charge hours to the EP501 number. This is consistent with the interim “EP Inspection Reporting Guidance” document which is currently in the concurrence and approval process.

FAQ #4: If there were any inspection findings, are they to be documented in the NSIR FOF inspection report (IP 71130.3) or the resident inspector’s quarterly integrated inspection report?

Answer: NSIR/DSO has provided clarification to NSIR/EPD staff that there is little or no likelihood of any safeguards information being associated with the performance of this attachment. Thus, the inspection results originated during the performance of Attachment IP 71114.07 will be formally documented in the resident inspector’s quarterly integrated inspection report without any safeguards issues. Obviously, if there was a finding greater than Green, the finding would be documented in an independent inspection report.

However, should the regional inspectors encounter any issues that could conceivably contain safeguards issues, then the issue should be reviewed and appropriately characterized by regional security personnel. The regional security staff will provide wording to be documented in the HQ NSIR/DSO IP 71130.03 (FOF) inspection report.

FAQ #5: In the publically available RPS, Report 8a (which is issued periodically by the NRC), it is typically stated that Attachment IP 71114.07 was completed with 1 sample. However, that sample is documented in a report that is not accessible by the public. Additionally, if credit is taken for performing Attachment IP 71114.07 in the completion of 1 of 3 EP observations, isn't there a need to document that credit in a public report?

Answer: Now that NSIR/DSO has provided clarification on FOF-Safeguards aspects (i.e., the normal lack of these issues being associated with the performance of Attachment 71114.07), it is appropriate that Attachment 71114.07 be listed on the Report 8a. With the issuance of this memorandum and enclosure, interim guidance (concerning FOF-Safeguards aspects of Attachment 71114.07) is provided for the regions.