September 24, 2007

MEMORANDUM TO: Douglas G. Huyck, Chief
                   Reactor Security Licensing and Program Branch
                   Division of Security Policy
                   Office of Nuclear Security and Incident Response

FROM: Peter S. Lee, Senior Security Program Manager   **/RA/**
                   Reactor Security Licensing and Program Branch
                   Division of Security Policy
                   Office of Nuclear Security and Incident Response

SUBJECT: SEPTEMBER 14, 2007 PUBLIC MEETING SUMMARY -
                   DISCUSSION OF DRAFT REGULATORY GUIDE, DG-5021
                   "MANAGING THE SAFETY/SECURITY INTERFACE"

On September 14, 2007, a Category 3 public meeting was held between the Nuclear Regulatory Commission (NRC) and the public at NRC Headquarters in Rockville, Maryland. The purpose of the meeting was to discuss draft regulatory guide, DG-5021, "Managing the Safety/Security Interface," that provides guidance for meeting proposed requirements to manage safety and security interface in *Title 10 of the Code of Federal Regulation* (10 CFR) Section 73, "Physical Protection of Plants and Material," Sections 73.58, 73.55(n) (2)(ii), and 73.55(s), and Appendix C, Section II (f) (4). The draft guidance was published for public comments in the Federal Register (72 FR 40347) on July 24, 2007. The comment period ends on September 25, 2007.

A summary of the meeting is provided in Enclosure (1) and material presented by the NRC staff during the meeting can be found in Enclosures (2) and (3). Additional information made available included the published Federal Register notice of July 24, 2007 and DG-5021 (ML071900210).

Enclosure (1): Summary of Meeting of September 14, 2007
Enclosure (2): NRC's meeting presentation slides, as stated
Enclosure (3): Draft – proposed revision to 73.58 rule language, as stated
Enclosure (4)   List of Meeting Attendees

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PUBLIC MEETING
DRAFT REGULATORY GUIDE - DG-5021
MANAGING THE SAFETY/SECURITY INTEREACE

September 14, 2007
1:00 - 4:00 p.m.
Two White Flint North Auditorium

SUMMARY OF MEETING

- NRC staff opened and closed the meeting to discuss, answer questions and receive feedback on the draft regulatory guide DG-5021, "Managing the Safety/Security Interface." The staff stated that written comments on DG-5021 should be submitted as indicated in Federal Register Notice of July 24, 2007. The meeting was not transcribed. The staff presented material as indicated Enclosure (2) and discussed draft guidance described in DG-5021.

- Meeting attendees were provided, for information only, a draft revision of the final rule language on safety/security interface [See Enclosure (3)]. The draft revised rule language is subject to change and was developed based on consideration of public comments. The draft rule was provided to facilitate the discussions of draft guidance and was not provided for the purpose of soliciting public comments.

- The following is a summary of key areas discussed during the meeting:

  - The staff and attendees discussed the types of changes that should be managed using the safety/security interface guidance. The staff clarified that changes include planned and emergent activities which could impact safety or security basis for operations. The staff discussed an acceptable approach for managing safety/security interface and needed controls or processes for assuring the security basis of operations, which include the need to manage both physical and administrative (procedure) changes. The staff clarified that managing safety/security interface must include emergency planning and preparedness and the managing of changes include those in the owner controlled area for physical protection (e.g., physical barriers).

  - The staff and attendees discussed the term "physical protection system" used in the guidance to describe the integration of engineered security systems, components, and people as a system to provide detection, delay and response for physical protection. Examples described in Section C.2.4.2 of DG-5021 for potential safety/security interfaces (e.g., construction work, manual operator actions and temporary barrier) were discussed, along with the clarification that design basis accident and design basis threat events are independent when assessing safety/security interface.

  - The staff and attendees also discussed the use of existing change controls and processes for managing the safety/security interface, to provide needed management across plant programs and the flow down of requirements to implementing procedures. The staff clarified that process and documentation should be consistent with existing change management controls.

Enclosure (1)

- The staff and attendees discussed guidance for using screening questions for security to identify and manage changes impacting security basis for operations. In addition, the staff clarified that reviews and audits for managing safety/security interface should be consistent with already established regulatory requirements.

- The staff and attendees discussed administrative matters such as the status of other regulatory guides being developed in support of the Part 73 rulemaking, the temporary unavailability of RULEFORUM, plans for addressing public comments, backfit analysis addressing safety/security interface and the protection of comments that may contain safeguards information.

- During the meeting, no regulatory decisions were requested and no regulatory decisions were made. The staff encouraged the submittal of formal written comments for consideration in effort to finalize regulatory guide.