

January 18, 2008

MEMORANDUM TO: Deborah A. Jackson, Chief
Technical Support Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

FROM: Blake A. Purnell
Technical Support Branch
Division of Fuel Cycle Safety **/RA/**
and Safeguards
Office of Nuclear Material Safety
and Safeguards

SUBJECT: MEETING SUMMARY FROM JANUARY 10, 2008, PUBLIC MEETING
WITH THE NUCLEAR ENERGY INSTITUTE—10 CFR PART 70,
APPENDIX A REPORTING GUIDANCE

On January 10, 2008, the U.S. Nuclear Regulatory Commission (NRC) held a public meeting with the Nuclear Energy Institute and other stakeholders to discuss 10 CFR Part 70, Appendix A - Reporting Guidance. Working group members from the NRC as well as industry discussed the following draft documents:

- “Part 70, Appendix A, Reportable Safety Events – Rationale for Reporting Period,” authored by Amy Snyder, NRC; and
- “Issue Based Focus Approach,” authored by industry representatives, dated January 8, 2008.

Industry members provided several comments on the NRC document in advance of the meeting. These comments were discussed during the meeting. One industry comment was that events reported to the NRC had a negative impact on their License Performance Review (LPR) even when there was not a significant safety concern. The NRC representatives were not aware of a single case where an event that had not resulted in a violation was discussed in an LPR. The industry representatives clarified that their concern is that reporting events to the NRC can have a negative effect on public perception.

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The conclusion of the NRC paper was also discussed. The NRC staff emphasized that they concluded that the general philosophy and the timeframes for reporting events under Part 70, Appendix A were consistent with reporting requirements in other parts of the regulations. The industry emphasized that they concluded that the risk significance associated with the reporting requirements of Part 70, Appendix A were not consistent with the reporting requirements in other parts of the regulations. NRC staff agreed to revise its document based upon the industry comments and the discussions at the meeting.

This will include a more detailed look at Bulletin 91-01 and its supplement. The document provided by industry lists the issues in order of their priority. The NRC staff agreed to review it for discussion at the next meeting. Industry representatives agreed to provide their recommended solutions for the issues listed.

The next meeting is scheduled for Thursday, February 7, 2008. The meeting notice is forthcoming.

Enclosures:

1. List of Meeting Attendees
2. Issue Based Focus Approach
3. Part 70, Appendix A, Reportable Safety Events – Rationale for Reporting Period

cc: C. Vaughn, Global Nuclear Fuel
S. Murray, Global Nuclear Fuel
R. Link, AREVA
C. Manning, AREVA
F. Killar, Nuclear Energy Institute

The conclusion of the NRC paper was also discussed. The NRC staff emphasized that they concluded that the general philosophy and the timeframes for reporting events under Part 70, Appendix A were consistent with reporting requirements in other parts of the regulations. The industry emphasized that they concluded that the risk significance associated with the reporting requirements of Part 70, Appendix A were not consistent with the reporting requirements in other parts of the regulations. NRC staff agreed to revise its document based upon the industry comments and the discussions at the meeting. This will include a more detailed look at Bulletin 91-01 and its supplement.

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SPTSD r/f C. Tripp, FCSS A. Snyder, FCSS A. Gooden, RII

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DATE	1/ 18 /08	1/ 18 /08	

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List of Meeting Attendees

10 CFR Part 70 Appendix A

November 1, 2007
12 noon - 1:30 p.m.

NAME	ORGANIZATION
Alphonsa Gooden	U.S. NRC
Deborah Jackson	U.S. NRC
Blake Purnell	U.S. NRC
Amy Snyder	U.S. NRC
Charlie Vaughan	Global Nuclear Fuel
Robert Link	AREVA
Calvin Manning	AREVA
Scott Murray	Global Nuclear Fuel
Felix Killar	Nuclear Energy Institute