

January 13, 2004

MEMORANDUM TO: Glenn M. Tracy, Director
Division of Nuclear Security, NSIR

FROM: G. West, Acting Chief /RA/
Licensee Personal Security Section
Division of Nuclear Security, NSIR

SUBJECT: SUMMARY OF THE DECEMBER 9, 2003, PUBLIC MEETING TO
DISCUSS A DRAFT ORDER [REDACTED]
[REDACTED] AT THE
CATEGORY I FUEL CYCLE FACILITIES (ADAMS ACCESSION
NUMBER ML033450060)

On December 9, 2003, the U.S. Nuclear Regulatory Commission (NRC) staff held a public meeting at NRC Headquarters with representatives from the Category I Fuel Cycle Facilities, specifically BWX Technologies (BWXT) and Nuclear Fuel Services (NFS). The purpose of this meeting was to discuss the Order the NRC intends to issue concerning [REDACTED] these facilities related to matters outlined in the meeting agenda (Attachment 1). Attachment 2 lists the attendees at the December 9, 2003, meeting.

The meeting focused on the draft Order language (Attachments 3 and 4) and the following major issues were raised:

1. The Category I Fuel Cycle Facility's [REDACTED] are required to have a government issued security clearance in order to fully perform their duties. There are only a few duties that [REDACTED] can perform prior to obtaining a clearance. [REDACTED]. To obtain a clearance, it requires an extensive background investigation, which results in the [REDACTED] waiting an extended period of time (approximately one year), prior to allowing the [REDACTED] to fully execute and fulfill their duties for the facility. [REDACTED]
[REDACTED]
[REDACTED]
2. The Category I Fuel Cycle Facilities requested an additional sixty days in order to more fully review the proposed Order imposing the compensatory measures (CMs) more carefully to assess potential impacts on their operations.
3. Imposing the averaging concept in the group work-hour limits section could be an administrative burden; a simplified approach was discussed which included eliminating the averaging concept in the group work-hour limits and imposing quarterly and annual overtime limits for individuals.

4. The staff proposed a revision to the draft CMs to include two relaxations previously granted to the power reactor licensees. The proposal would exclude shift turnover time in the group work hour controls and would increase the average number of hours worked by personnel [REDACTED] from 48 to 60 hours per week, excluding shift turnover time.
5. Other revisions discussed to the CMs included deleting reference to the [REDACTED] shift supervisor in the scope section since that individual serves an administrative function only, [REDACTED]
[REDACTED]. Additionally, it was discussed to substitute another title for the individual responsible for reviewing approved deviations in place of the [REDACTED] Manager, that was more reflective of the certificate holders organizational structure, and to substitute "personnel" for "worker" within the CMs to maintain consistency.

The attached documents were made available and discussed with the meeting attendees.

- Attachments:
1. Agenda
 2. List of Attendees
 3. Draft Order and Compensatory Measures on Worker Fatigue at BWX Technologies.
 4. Draft Order and Compensatory Measures on Worker Fatigue at Nuclear Fuel Services.

CONTACT: Alex Sapountzis, NSIR/DNS
301-415-7822

- 4. The staff proposed a revision to the draft CMs to include two relaxations previously granted to the power reactor licensees. The proposal would exclude shift turnover time in the group work hour controls and would increase the average number of hours worked by personnel [REDACTED] from 48 to 60 hours per week, excluding shift turnover time.
- 5. Other revisions discussed to the CMs included deleting reference to the [REDACTED] shift supervisor in the scope section since that individual serves an administrative function only, [REDACTED]. Additionally, it was discussed to substitute another title for the individual responsible for reviewing approved deviations in place of the [REDACTED] Manager, that was more reflective of the certificate holders organizational structure, and to substitute "personnel" for "worker" within the CMs to maintain consistency.

The attached documents were made available and discussed with the meeting attendees.

- Attachments:
- 1. Agenda
 - 2. List of Attendees
 - 3. Draft Order and Compensatory Measures on Worker Fatigue at BWX Technologies.
 - 4. Draft Order and Compensatory Measures on Worker Fatigue at Nuclear Fuel Services.

CONTACT: Alex Sapountzis, NSIR/DNS
301-415-7822

DISTRIBUTION:

PUBLIC	R. Zimmerman	D. Screnci	K. Clark	G. West	RidsAcrsAcnwMailCenter
M. Lombard	V. Dricks	J. White	A. Boland	J. Creed	RidsNrrPMKJabbour
A. Frazier	J. Shea	D. Desauniers	J. Goldberg	T. Pruett	RidsNrrDssaSpsb
P. Salvia	D. Martin	J. Persensky	A. Rayland	W. Gleaves	RidsOgcMailCenter
R. Virgilio	C. Nolan	J. Heck	G. Tracy	DNS r/f	RidsOpaMail
K. Ramsey	J. Lubinski	D. Cummings	M. Lamastra	E. Johannemann	

ADAMS Accession No. ML033450060

OFFICE	LPSS/DNS	E	LPSS/DNS	E
NAME	A. Sapountzis		G. West	
DATE	12/30/03		1/12/04	

OFFICIAL RECORD COPY

"C" = Copy without enclosures "E" = Copy with enclosures "N" = No copy

AGENDA

MEETING WITH STAKEHOLDERS TO DISCUSS A DRAFT ORDER

CONCERNING WORKER [REDACTED] AT THE CATEGORY I FUEL CYCLE FACILITIES

DECEMBER 9, 2003

- 8:30 A.M.-9:00 A.M. REGISTRATION AT ONE WHITE FLINT NORTH (ROOM O14-B6)
(ADAMS ACCESSION NUMBER ML033100147)
- 9:00 A.M.-9:15 A.M. INTRODUCTIONS AND OPENING REMARKS
- Purpose, need and objectives for the meeting.
 - Format and procedures for participation in the meeting.
- 9:15 A.M.-9:45 A.M. BACKGROUND
- Current regulatory framework concerning worker [REDACTED].
 - Review of work scheduling concerns and current work scheduling practices.
 - Comments and questions. (Stakeholders)
- 9:45 A.M.-10:30 A.M. PRESENTATION OF DRAFT ORDER, COMPENSATORY MEASURES [REDACTED]
- Background/scope (Sections A and B) of personnel covered by the draft [REDACTED] Order.
 - Individual work-hour controls covered by the draft [REDACTED] Order (Section C.1).
 - Comments and questions. (Stakeholders)
- 10:30 A.M.-10:45 A.M. BREAK
- 10:45 A.M.-11:30 A.M. CONTINUATION...PRESENTATION OF DRAFT ORDER, COMPENSATORY MEASURES [REDACTED]
- Group work-hour controls covered by the draft [REDACTED] Order (Section C.2).
 - Comments and questions. (Stakeholders)
- 11:30 A.M.-12:00 P.M. CONTINUATION...PRESENTATION OF DRAFT ORDER, COMPENSATORY MEASURES [REDACTED]
- Licensee exemptions [REDACTED] covered by the draft [REDACTED] Order (Section C.3).
 - Procedures covered by the draft [REDACTED] Order (Section C.4).
 - Comments and questions. (Stakeholders)
- 12:00 P.M.-12:30 P.M. CLOSING REMARKS BY NRC
- Summation of major topics.
 - Next steps.
 - Comments and questions. (Stakeholders)