

March 13, 2009

MEMORANDUM TO: Timothy J. Kobetz, Chief
Reactor Inspection Branch
Division of Inspection and Regional Support
Office of Nuclear Reactor Regulation

FROM: Ross Telson, Reactor Operations Engineer
Reactor Inspection Branch/**RA**/
Division of Inspection and Regional Support
Office of Nuclear Reactor Regulation

SUBJECT: SUMMARY OF THE MARCH 9, 2009, PUBLIC MEETING TO
DISCUSS INDUSTRY CONCERNS REGARDING INTEGRATION OF
PART 26 SUBPART I, MANAGING FATIGUE, INTO THE REACTOR
OVERSIGHT PROCESS (ROP)

On Monday, March 9, 2009, staff from the Division of Inspection and Regional Support held a public meeting at the Nuclear Regulatory Commission Headquarters to discuss industry concerns regarding the integration of Part 26 Subpart I, Managing Fatigue, (Subpart I) into the Reactor Oversight Process (ROP). The meeting was attended by the offices of Nuclear Reactor Regulation, Nuclear Security and Incident Response, Nuclear Regulatory Research, New Reactors, and representatives from the Nuclear Energy Institute (NEI) and the industry. The attendance list for the meeting is enclosed. No handouts or slides were used during the meeting. The agenda may be found on ADAMS along with the public meeting announcement (ML090400943).

The NRC opened the meeting with a brief discussion of recent correspondence between the NRC and NEI regarding the integration of Subpart I into the ROP.

The industry discussed a number of issues and it shared industry perspectives and insights. The staff agreed to consider the following during the initial implementation of Subpart I:

1. Implementing a review panel to enhance regulatory consistency in responding to Subpart I performance and/or compliance issues;

CONTACT: Ross Telson, DIRS/NRR
301-415-2256

2. Promoting efforts to minimize unnecessary impact on the work schedules of covered workers during resolution of questions that occur after implementation of Subpart I;
3. Accelerating staff review of technical specifications amendment requests related to managing fatigue, to help ensure effective implementation of Subpart I;
4. Relaxing the April 29, 2003, security order prior to October 1, 2009, to help ensure effective implementation of the amended Part 26 rule;
5. Making more extensive and timely use of the Part 26 Frequently-Asked-Questions (FAQ) website and the prompt posting of submitted questions awaiting responses;
6. Enhancing IMC 0612 Appendix E "Examples of Minor Issues" to address Subpart I issues, along with strengthening of example explanations addressing why the examples are minor or more-than-minor;
7. Making Subpart I-related (excluding security-related) draft inspection procedures and inspection manual chapters available to the industry and to the public during the monthly ROP public meetings when appropriate;
8. Addressing potential Subpart I implementation and ROP integration issues during periodic ROP public meetings;

NEI also announced that they will be holding another industry workshop regarding implementation of Subpart I sometime this summer and desires NRC participation as in the past.

Enclosure: Attendance List

2. Promoting efforts to minimize unnecessary impact on the work schedules of covered workers during resolution of questions that occur after implementation of Subpart I;
3. Accelerating staff review of technical specifications amendment requests related to managing fatigue, to help ensure effective implementation of Subpart I;
4. Relaxing the April 29, 2003, security order prior to October 1, 2009, to help ensure effective implementation of the amended Part 26 rule;
5. Making more extensive and timely use of the Part 26 Frequently-Asked-Questions (FAQ) website and the prompt posting of submitted questions awaiting responses;
6. Enhancing IMC 0612 Appendix E "Examples of Minor Issues" to address Subpart I issues, along with strengthening of example explanations addressing why the examples are minor or more-than-minor;
7. Making Subpart I-related (excluding security-related) draft inspection procedures and inspection manual chapters available to the industry and to the public during the monthly ROP public meetings when appropriate;
8. Addressing potential Subpart I implementation and ROP integration issues during periodic ROP public meetings;

NEI also announced that they will be holding another industry workshop regarding implementation of Subpart I sometime this summer and desires NRC participation as in the past.

Enclosure: Attendance List

CONTACT: Ross Telson, DIRS/NRR
301-415-2256

DISTRIBUTION:
PUBLIC
IRIB Distribution

ADAMS Accession Nos.: Package – ML090700417 Summary – ML090700254
*via email

OFFICE	NRR/DIRS	NSIR/DSP	NRR/DIRS	NRR/DIRS
NAME	RTelson	*PHarris	NSalgado	TKobetz
DATE	3/12/2009	3/12/2009	3/12/2009	3/13/2009

OFFICIAL RECORD COPY

Enclosure

Attendance List of the
March 9, 2009, Public Meeting to Discuss
Industry Concerns Regarding Integration of
Part 26 Subpart I - Managing Fatigue
into the Reactor Oversight Process

Name	Organization
Fred Brown	NRC / NRR
Ross Telson	NRC / NRR
Sean Currie	NRC / NRR
Jesus Arias	Xcel Energy
Ken Tapley	STPNCC
Darin Benyck	Exelon
Donald Rickard	STARS
Ken Heffner	Progress
Greg Halnon	FirstEnergy
Tim Kolb	NRC / NRR
Michael Boggi	NRC / NRR
Jack Desando	Constellation Energy
Jason Weathersby	SCE&G
Kevin Kingsley	Entergy
Mark Satorius	NRC / R-III
James Wicks	AEP
Ryan Lantz	NRC / R-IV
David Desaulniers	NRC / NRO
Kamishan Martin	NRC / NRR
Paul Bonnett	NRC / NRR
Chris Cauffman	NRC / NRR
Autumn Szabo	NRC / RES
Paul Harris	NRC / NSIR
Russell Smith	NEI
J. Persenky	NRC / RES
John Butler	NEI