



NUCLEAR ENERGY INSTITUTE

Steven P. Kraft  
SENIOR DIRECTOR  
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April 30, 2009

Mr. E. William Brach  
Director  
Division of Spent Fuel Storage and Transportation  
Office of Nuclear Material Safety and Safeguards  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

**Subject:** Submittal of NEI 09-03, *10 CFR 72 License Amendment Request Guidelines*, Draft  
Revision 0

**Project Number: 689**

Dear Mr. Brach:

In an effort to further improve the quality of licensing submittals, the Nuclear Energy Institute (NEI)<sup>1</sup> and the NEI Dry Storage Vendor Task Force have developed a draft NEI guidance document, NEI 09-03, *10 CFR 72 License Amendment Request Guidelines*. This document, which is enclosed for your review, describes a proposed standardized process that certificate holders/licensees may use on a voluntary basis to conduct the administrative interface during the licensing process. This document describes the various phases of a licensing action, including pre-submittal, post-submittal, Requests for Additional Information (RAI), and issuance of U.S. Nuclear Regulatory Commission (NRC) approved amendments. In discussing the RAI process, NEI 09-03 outlines a process that is similar to that used for NAC's MAGNASTOR application last year. It is our request that the RAI process described in NEI 09-03 become formally adopted and widely used since we believe that significant enhancements in efficiency can be realized.

NEI and the industry are dedicated to continual improvement in the regulatory process. It is for this reason that we seek comments from your staff on this draft NEI guidance document and our proposal for the RAI process. Input from the NRC staff will be invaluable in enhancing this guidance.

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<sup>1</sup> NEI is the organization responsible for establishing unified industry policy on matters affecting the nuclear energy industry, including the regulatory aspects of generic operational and technical issues. NEI's members include all entities licensed to operate commercial nuclear power plants in the United States, nuclear plant designers, major architect/engineering firms, fuel fabrication facilities, nuclear materials licensees, and other organizations and entities involved in the nuclear energy industry.

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After your staff has had an opportunity to review this document, NEI and the Dry Storage Vendor Task Force will be pleased to participate in a public meeting to discuss the content and comments. Once comments from the NRC are incorporated, this document will be issued and available for use by the industry.

NEI and the nuclear industry appreciate your efforts and those of your staff and we look forward to continued interaction as we collectively endeavor to improve the efficiency of the licensing process. Please do not hesitate to contact me or Everett Redmond (202-739-8122; elr@nei.org) if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "SP Kraft", written over a horizontal line.

Steven P. Kraft

Enclosure

c: Mr. Michael Weber, U.S. Nuclear Regulatory Commission  
Mr. Nader Mamish, U.S. Nuclear Regulatory Commission  
Mr. Raymond Lorson, U.S. Nuclear Regulatory Commission  
Mr. Eric Benner, U.S. Nuclear Regulatory Commission  
Mr. Steven Sisley, EnergySolutions  
Ms. Tammy Morin, Holtec International  
Mr. Anthony Patko, NAC International  
Mr. Don Shaw, Transnuclear  
Mr. Anthony Pietrangelo, Nuclear Energy Institute