



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

OFFICE OF THE  
INSPECTOR GENERAL

June 2, 2009

MEMORANDUM TO: R. William Borchardt  
Executive Director for Operations

FROM: Stephen D. Dingbaum */RA/*  
Assistant Inspector General for Audits

SUBJECT: STATUS OF RECOMMENDATIONS: AUDIT OF NRC'S  
OVERSIGHT OF LICENSEES' NUCLEAR SECURITY  
OFFICERS (OIG-08-A-07)

REFERENCE: DIRECTOR, OFFICE OF NUCLEAR SECURITY AND  
INCIDENT RESPONSE, MEMORANDUM DATED  
MAY 13, 2009

Attached is the Office of the Inspector General's (OIG) analysis and status of recommendations 1 and 2 as discussed in the agency's response dated May 13, 2009. Based on this response, recommendation 1 is closed and recommendation 2 remains in resolved status. Recommendation 3 was previously closed. Please provide an update on the status of these recommendations by September 30, 2009.

If you have questions or concerns, please call me at 415-5915 or Beth Serepca, Team Leader, at 415-5911.

Attachments: As stated

cc: V. Ordaz, OEDO  
J. Arildsen, OEDO  
P. Shea, OEDO

## Audit Report

### AUDIT OF NRC'S OVERSIGHT OF LICENSEES' NUCLEAR SECURITY OFFICERS

OIG-08-A-07

#### Status of Recommendations

Recommendation 1:

Revise regulations governing licensee behavioral observation programs to include specific criteria such as program staff qualifications and procedures for managing unfit personnel.

Agency Response Dated  
May 13, 2009:

I am responding to your memorandum of February 18, 2009, that requests an update on the status of Recommendations 1 and 2 to OIG-08-A-07, "Audit of NRC's Oversight of Licensee's Nuclear Security Officers." Title 10 of the *Code of Federal Regulations* (10 CFR) Part 73.56 "Personnel access authorization requirements for nuclear power plants," was published in the *Federal Register* on March 27, 2009, that includes the behavior observation program. Publication of the final security rule should resolve recommendation 1.

OIG Analysis:

OIG reviewed the Part 73.56, dated March 27, 2009, and determined that it included specific criteria such as staff qualifications and procedures for managing unfit personnel. This recommendation is therefore closed.

**Status:**

Closed.

## **Audit Report**

### **AUDIT OF NRC'S OVERSIGHT OF LICENSEES' NUCLEAR SECURITY OFFICERS**

**OIG-08-A-07**

#### **Status of Recommendations**

<u>Recommendation 2:</u>	Integrate behavioral observation program regulations with access authorization regulations in ongoing 10 CFR Part 73 rulemaking.
Agency Response Dated May 13, 2009:	Recommendation 2 remains resolved pending issuance of the final implementing guidance for the access authorization program which is scheduled to be issued in late June 2009.
OIG Analysis:	The proposed action addresses the intent of OIG's recommendation. Recommendation 2 will be closed upon completion of the rulemaking action and issuance of implementation guidance.
<b>Status:</b>	Resolved.