

November 24, 2009

MEMORANDUM TO: Eric Benner, Acting Deputy Director
Division of Spent Fuel Storage and Transportation
Office of Nuclear Material Safety
and Safeguards

FROM: Chris Staab, Project Manager */RA/*
Licensing Branch
Division of Spent Fuel Storage and Transportation
Office of Nuclear Material Safety
and Safeguards

SUBJECT: SUMMARY OF NOVEMBER 20, 2009 MEETING WITH NEI AND
INDUSTRY REGARDING NEI'S DRY STORAGE TASK FORCE

Background. On November 20, NEI and industry met with staff to discuss the purpose, composition, and process associated with NEI's Dry Storage Task Force. No regulatory decisions were requested nor made at the meeting. The list of meeting attendees is Enclosure 1. An agenda is Enclosure 2. Draft presentation slides are Enclosure 3. Final presentation slides are Enclosure 4.

Discussion. The discussion generally addressed the items identified in the agenda with emphasis placed on process rather than a detailed discussion of specific issues.

- NEI Dry Storage Task Force Composition and Mission. NEI stated the task force includes 120 individuals from industry with a steering group of 30 individuals chaired by NEI. The task force's mission is to identify and facilitate resolution, by working with the NRC, issues pertaining to dry used fuel storage and transportation. The task force will meet quarterly.
- Process Discussion. NEI, industry, and the NRC worked to sketch an outline for a defined process to identify, add, and remove issues, with associated resolution paths, from/to a living issues matrix. The sketch outline for the process consisted of four lists. The first list identified criteria for an issue. The second list identified how an issue is added to the living issues matrix. The third list identified how an issue is removed from the issues matrix. The fourth list identified next steps to pilot the process by selecting a pilot issue.
- Criteria for an Issue. The first list of criteria for an issue is: 1) the issue affects multiple Part 71 and 72 entities, 2) NRC and industry agree the item is a valid issue, 3) the issue is generic and generic resolution for the issue is appropriate, 4) the issue requires engagement between industry and the NRC, 5) the issue is not already adequately covered by another process, and 6) resolution of the issue results in tangible benefits. Consensus was that not all the above criteria were necessarily required for an issue. However, the first four criteria were necessary.

- Adding an Issue to Issues Matrix. The second list of how to add an issue to the issues matrix is: NRC or industry proposes an issue for inclusion in the issues matrix based on a recommendation that the issue meets the criteria developed above (specifically meeting criteria 1-4), NEI point of contact engages NRC point of contact to achieve agreement for adding the issue, and NEI documents the decision to add or not add the issue and NRC places the document(s) in ADAMS as publicly available.
- Removing an Issue from the Issues Matrix. The third list or how to remove an issue from the issues matrix is: issue is resolved and appropriate regulatory documents are issued, issue is appropriately transitioned to another durable process, or issue is removed by mutual agreement. For each action to remove the issue, the decision and resolution path are publicly documented.
- Next Steps to Pilot the Process by Selecting a Pilot Issue. The fourth list or next steps to pilot the process by selecting a pilot issue is: NEI will draft a process document based on the above discussions and will submit a proposed document, list of proposed issues as candidates to be added to the issues matrix, and a pilot issue, with associated resolution path within six weeks of the meeting; NEI and NRC will meet in three months (anticipate a February 2010 meeting) to resolve process comments and begin executing the process on the pilot issue; and NEI will revise the process as necessary based on lessons learned. NRC has committed to provide NEI with a point of contact and backup point of contact for the process within six weeks.
- Other Comments. NRC affirmed the proposed quarterly schedule for NEI Dry Storage Task Force meetings with the caveat that additional meetings may be necessary depending on the issue. NRC emphasized certification, licensing, and inspection activities remain the highest priority work items. Therefore, focusing on one or two issues at one time will increase the probability of issue resolution rather than trying to resolve several issues at one time. The next meeting should be scheduled for four hours with the following agenda items for discussion: pilot process, issues matrix, and pilot issue.

TAC No. LA0233

Enclosures: 1. Attendees
 2. Agenda
 3. Draft Slides
 4. Handouts

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NAME	CStaab		MDeBose		EBenner	
DATE	11/20/2009		11/23/2009		11/24/2009	

C=Without attachment/enclosure E=With attachment/enclosure N=No copy **OFFICIAL RECORD COPY**

MEETING ATTENDEES
Meeting Between the Nuclear Regulatory Commission,
NEI, and Industry
November 20, 2009

Mike Waters	NRC/SFST
Bill Brach	NRC/SFST
Vonna Ordaz	NRC/SFST
Ray Lorson	NRC/SFST
Eric Benner	NRC/SFST
Meraj Rahimi	NRC/SFST
Christopher Cook	NRC/SFST
Raynard Wharton	NRC/SFST
Larry Campbell	NRC/SFST
Matthew Gordon	NRC/SFST
Bob Einziger	NRC/SFST
Kim Hardin	NRC/SFST
Jennifer Davis	NRC/SFST
John Goshen	NRC/SFST
Mekonen Bayssie	NRC/RES
Harold Scott	NRC/RES
Michele Sampson	NRC/SFST
Chris Staab	NRC/SFST
Steven Kraft	NEI
Everett Redmond	NEI
Brian Gutherman	ACI Nuclear
Randy Bunt	SNC
Randy Robins	Dominion
Steven E. Sisley	Energy Solutions
Steve Baker	Transware Enterprises
Gregg Schneider	GE Hitachi
Zita Martin	TVA
Holger Pheifer	NAC International
Anthony Patko	NAC International
Jayant Bondre	TN
Don Shaw	TN
Robert Mitchell	Yankee Atomic Electric Co.
Bruce Holmgren	Energy Solutions
Bill Babiak	First Energy
Steve Edwards	Progress Energy
Suzanne Leblang	Entergy
Keith Waldrop	Duke Energy
Tammy Morin	Holtec International
Ray Termini	Exelon Nuclear
Maureen Conley	Platts
Patrick Schwab	DOE

Agenda
Meeting to discuss Nuclear Energy Institute's (NEI's)
Dry Storage Task Force
November 20, 2009

- Call to Order and Introductions
- Introductory Remarks
- NEI Dry Storage Task Force Composition and Mission
- Path to Resolution of Issues
- Issues Matrix and Priority
- Discussion of Specific Issues, Open Discussion/Public Comments, and Conclusion