

February 26, 2010

MEMORANDUM TO: Doug Weaver, 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 FEBRUARY 25, 2010 MEETING WITH NEI AND
INDUSTRY REGARDING ISSUE RESOLUTION PROTOCOL AND
PILOT ISSUES

Background. On February 25, NEI and industry met with staff to discuss NRC comments on NEI's Issue Resolution Protocol and two pilot issues to work using the protocol. No regulatory decisions were requested nor made at the meeting. The list of meeting attendees is Enclosure 1. The agenda is Enclosure 2. The handouts are Enclosure 3.

Discussion. The discussion addressed the items identified in the agenda.

- NRC Comments on NEI's Issue Resolution Protocol. The specific comments are provided in the attached handouts and include 6 key messages, 12 specific comments, which flow from the key messages, and 33 detailed comments and 1 comment on NEI's pilot issue, all of which flow from the specific comments and key messages. The key messages are:
 - This NEI guidance document could be a way to achieve the consistency and issue management as proposed by NEI.
 - A fully developed problem statement is essential to achieve timely resolution of issues.
 - Recommended and NRC endorsed solutions will ensure issue closure and timely resolution.
 - Industry commitment to implement Issue Resolution Protocol solutions is required to ensure consistency and timely closure.
 - NEI should revise the protocol to acknowledge NRC may deviate from solution plans based on new information.
 - NRC "concurrence" on issue summary forms is not formal or official and indicates NRC is aware of and will in good faith work on solution plans.
- NEI and NRC Pilot Issues. NEI committed to revising the problem statement to provide a clearer, crisper description of the problem – potentially dividing the problem statement into two parts with the first part focusing on transportation and the second part focusing on storage. NEI may clearly link success criteria to problem statements, which may mean one clear success criteria per problem statement. The planning phase will most

likely contain multiple products reaching to each success criteria. However, the general consensus was clear problem statements linked to clear success criteria up front is important for successful resolution of issues. Additionally, issue summary forms will contain a section for background. NRC will similarly revise NRC's pilot issue summary form.

- Next Steps. NEI will provide to NRC a revised pilot issue summary form and draft issue resolution plan for comment by 3/19 and NRC will provide a revised pilot issue summary form and draft issue resolution plan to NEI for comment by 3/19, which will support the next meeting on or around 4/1. Additionally, NEI will incorporate NRC comments on the protocol and provide the protocol to NRC by 3/19. Goals at the beginning of the next meeting include advancing both pilot issues into the planning phase of the protocol (by concurring in each pilot issue summary form), so that the remainder of the meeting (~4 hour meeting with 2 hours devoted to each pilot issue) may be focused on discussing and potentially obtaining consensus with the issue resolution plans for each pilot issue.
- Other Comment. Resource constraints should not be screening criteria for whether to accept an issue for entry into the planning phase. Resource constraints may delay dates for products in the planning phase, which would ultimately delay reaching success as defined in the success criteria. However, general consensus was resources should be generally available for the screening phase of potential issues.
- Other Discussion Items. Meeting attendees discussed the definition of durable guidance contained in Appendix C of the protocol, how inspection experience informs the overall inspection process, how inspection findings may result in general licensing issues, and the ability to search for public documents in ADAMS. Discussions did not result in future action commitments.

TAC No. LA0233

Enclosures: 1. Attendees
2. Agenda
3. Handouts

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Distribution: NRC Attendees BWhite WWheatley

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- G:/SFST/Staab/NEI/2_25_10/Attachment 1.pdf
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NAME	CStaab		MDeBose		EBenner	
DATE	2/25/2010		2/26/2010		2/26/2010	

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

Vonna Ordaz	NRC/SFST
Doug Weaver	NRC/SFST
Ray Lorson	NRC/SFST
Eric Benner	NRC/SFST
Chris Regan	NRC/SFST
Mike Waters	NRC/SFST
Larry Campbell	NRC/SFST
David Pstrak	NRC/SFST
Chris Staab	NRC/SFST
Jason Plotter	NRC/SFST
Geoff Hornseth	NRC/SFST
Bob Einziger	NRC/SFST
Rob Temps	NRC/SFST
Earl Easton	NRC/SFST
Everett Redmond	NEI
Brian Gutherman	ACI Nuclear
Randy Bunt	SNC
Randy Robins	Dominion
Zita Martin	TVA
Anthony Patko	NAC International
Thomas Danner	NAC International
Steve Streutker	TN
Robert Mitchell	Yankee Atomic Electric Co.
Bruce Holmgren	Energy Solutions
Suzanne Leblang	Entergy
Keith Waldrop	Duke Energy
Tammy Morin	Holtec International
Ray Termini	Exelon Nuclear
Carl DiBella	USNWTRB
Matthew Eyre	PSEG Nuclear
Terry Sides	Southern Nuclear
Carlyn Greene	Ux Consulting
Maureen Conley	Platts

Agenda
Meeting to discuss Issue Resolution Protocol and
Pilot Issues
February 25, 2010

- Call to Order and Introductions
- Introductory Remarks
- Discussion of NRC comments on Issue Resolution Protocol (3 hours)
- Discussion of Pilot Issues (3 hours)