



NUCLEAR ENERGY INSTITUTE

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March 5, 2010

Mr. Scott A. Morris
Deputy Director, Reactor Security
Nuclear Security Incident Response
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: Industry Responses to NRC Draft RAIs on NEI 08-09, "Cyber Security Plan for Nuclear Power Reactors," Excluding 7, 8 and 35

Project Number: 689

Dear Mr. Morris:

By letter dated September 15, 2009, the Nuclear Energy Institute (NEI) submitted NEI 08-09, "Cyber Security Plan for Nuclear Power Reactors," Revision 3, dated September 2009 to the Nuclear Regulatory Commission (NRC) for staff review and approval. The NRC staff provided NEI with draft requests for additional information (RAI) by electronic mail on January 26, 2010. Please find attached a table that contains the industry's responses to the draft RAIs excluding 7, 8 and 35. Responses to draft RAIs 7, 8 and 35 will be submitted on Wednesday, March 10, 2010.

NEI has established an industry team of experienced and qualified personnel to respond to the draft RAIs and recommended changes to NEI 08-09. In the table attached, the left column contains the draft RAIs, the middle column contains NEI responses and considerations, and the right column contains proposed changes to NEI 08-09.

NRC written approval of the proposed responses to the draft RAIs, including the proposed changes to NEI 08-09 will facilitate timely and effective site-specific cyber security plan licensing going forward. The licensing path going forward is envisioned as follows:

- (1) NSIR provides written approval for the attached industry responses by March 31, 2010.

Mr. Scott A. Morris

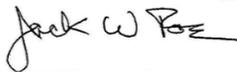
March 5, 2010

Page 2

- (2) Following the completion of a successful acceptance review, the NRC staff issues acceptance letters to individual licensees for the previously submitted cyber security plan license amendment requests. The letter would contain:
 - a. The attached generic RAIs noting that an acceptable response would be to use the NSIR approved generic responses contained in the NEI letters dated March 5, 2010, and March 10, 2010,
 - b. Site-specific cyber security plan RAIs,
 - c. Staff guidance and expectations for developing revised implementation schedules,
 - d. A discussion of whether specific dates from the implementation schedule will be included in the operating license itself or if they will be tracked as licensee commitments, and
 - e. A request that licensees provide written responses to these RAIs within an agreed upon timeframe of the date of the letter and include a revised implementation schedule and a revised cyber security plan based on Appendix A of NEI 08-09, Revision 6. The response timeframe should consider the rigorous review process for license amendment requests.
- (3) Licensees will then supplement their initial submittals with site-specific RAI responses, a revised implementation schedule, and a revised cyber security plan that supersedes their initial plan submittal that reflects the NRC approved changes to NEI 08-09.
- (4) NRC staff approval of all of the site-specific cyber security plans and associated implementation schedules would be desired by November 2010.

Please note these draft RAIs were withheld from public disclosure consistent with the designation of NEI 08-09, Revision 3 as security related information. NEI 08-09, Revision 5 was subsequently released as uncontrolled and is identical in content to Revision 3. The proposed revisions to NEI 08-09, Appendix A identified in the attached table are planned for inclusion in Revision 6 of NEI 08-09, which will be a publically available document.

Sincerely,



Jack W. Roe

Attachment

c: NRC Document Control Desk