

Industry Feedback of Envisioned ITAAC Maintenance Rulemaking

NRC Public Meeting March 25, 2010

- The industry agrees on the concept of Supplemental ITAAC Closure Letters and the “All Complete” letter, but we believe that existing NRC regulations provide adequate basis for addressing these concepts in regulatory guidance. New rules are not necessary.
- Licensees understand well their obligation to assure that information provided to the NRC is complete and accurate. This includes ITAAC closure letters required by 52.99(c)(1), and the need to supplement ITAAC closure letters if new information materially alters the ITAAC determination bases. We have already proposed guidance in this regard in NEI 08-01.
- The draft rule language proposed by the NRC is unduly complex and prescriptive. For example, a new requirement for prompt notification of the staff regarding new information that materially alters the ITAAC determination bases is not necessary. The staff will be informed of such information without need of a regulation (we have already included guidance in this regard in NEI 08-01), and licensee documentation of such conditions will be available to the staff.

Although we may disagree with the regulatory vehicle NRC is proposing (i.e., rulemaking), the industry understands the need for additional guidance on ITAAC Maintenance and will continue to support development of clear regulatory guidance in this regard.