

October 21, 2010

MEMORANDUM TO: R. W. Borchardt
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS – COMWCO-10-0001 – REGULATION
OF CYBER SECURITY AT NUCLEAR POWER PLANTS

The Commission has determined as a matter of policy that the NRC's cyber security rule at 10 CFR § 73.54 should be interpreted to include structures, systems, and components in the Balance of Plant that have a nexus to radiological health and safety at NRC-licensed nuclear power plants. The NRC has statutory authority to assume this responsibility and the Commission has concluded that doing so would enhance nuclear safety and regulatory efficiency. The staff should provide the Commission with an information paper discussing its implementation of this decision, including any necessary revisions to the cyber security regulatory framework (including any rulemaking or inspection considerations). The staff should also take appropriate steps to immediately inform NRC licensees, the North American Electric Reliability Corporation (NERC), and the Federal Energy Regulatory Commission (FERC) of the Commission's decision.

(EDO) (SECY Suspense: 11/18/10)

The staff should develop a response to the August 9, 2010 NERC letter, consistent with the direction in this policy decision, which should be handled through the Commission correspondence process.

(EDO) (SECY Suspense: 11/4/10)

cc: Chairman Jaczko
Commissioner Svinicki
Commissioner Apostolakis
Commissioner Magwood
Commissioner Ostendorff
OGC
CFO
OCA
OPA