

May 31, 2011

MEMORANDUM TO: Jennifer L. Uhle, Chairman
Committee to Review Generic Requirements

FROM: Bruce A. Boger, Deputy Director for Reactor Safety Programs /RA/
Office of Nuclear Reactor Regulation

SUBJECT: REQUEST FOR REVIEW AND ENDORSEMENT OF BULLETIN 2011-01
ENTITLED "MITIGATING STRATEGIES"

The Office of Nuclear Reactor Regulation (NRR) requests that the Committee to Review Generic Requirements (CRGR) review and endorse the subject bulletin, which is provided as Enclosure 1 to this memorandum. NRR notified you by electronic mail dated May 6, 2011, of the intent to issue U.S. Nuclear Regulatory Commission (NRC) Bulletin 2011-01 prior to CRGR review due to the urgent need to verify compliance with Title 10 of the *Code of Federal Regulations* (10 CFR) Section 50.54(hh)(2) in light of the recent earthquake and tsunami damage to Fukushima Daiichi. The bulletin was issued May 11, 2011.

The bulletin is an information request. It addresses the mitigating strategies developed in compliance with the Order for Interim Safeguards and Security Compensatory Measures (ICM Order), EA-02-026, Section B.5.b, dated February 25, 2002, the subsequently imposed license conditions, and 10 CFR 50.54(hh)(2) (collectively the "B.5.b Requirements"). It requires all addressees to submit to the NRC a written response in accordance with the provisions of 10 CFR 50.54(f). Specifically, the bulletin requires all nuclear power reactor licensees, except those who have permanently ceased operation and have certified that fuel has been removed from the reactor vessel, to confirm within 30 days that equipment necessary to execute the mitigating strategies is available and capable of performing its intended function and that the guidance and strategies are capable of being executed considering the current configuration of the facility and current staffing and skill levels of the staff. The bulletin requires addressees to submit further information within 60 days regarding the maintenance, testing and control of associated equipment, configuration and guidance management, and management of off-site support used to comply with the B.5.b Requirements.

The 30 day information requested in the bulletin will provide the NRC staff with a comprehensive verification of compliance with the B.5.b Requirements. The 60 day information requested in the bulletin will enable the NRC staff to assess whether licensees are in compliance with the requirement to maintain/implement the guidance and strategies required by the B.5.b Requirements. No backfit is either intended or approved by the bulletin and, therefore, the staff has not performed a backfit analysis. Because the information requests in the bulletin are to verify compliance with the current licensing bases for the addressees, no analysis of the questions contained in Appendix C (Item X) of the CRGR Charter is provided.

CONTACT: Eric E. Bowman, NRR
301-415-2963

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Enclosure 2 to this memorandum provides a list of relevant license conditions.

The Office of the General Counsel (OGC) reviewed this package and has no legal objections. In addition, OGC has determined that the bulletin does not constitute a "rule" under the Small Business Regulatory Enforcement Fairness Act of 1996.

Enclosures:

As stated

J. Uhle

the bulletin are to verify compliance with the current licensing bases for the addressees, no analysis of the questions contained in Appendix C (Item X) of the CRGR Charter is provided.

Enclosure 2 to this memorandum provides a list of relevant license conditions.

The Office of the General Counsel (OGC) reviewed this package and has no legal objections. In addition, OGC has determined that the bulletin does not constitute a "rule" under the Small Business Regulatory Enforcement Fairness Act of 1996.

Enclosures:
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OFFICE	PGCB/PM	PGCB/BC	NRR/DIRS	OGC:NLO	NRR
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DATE	5/12/11	5/18/11	5/24/11	5/31/11	5/31/11

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ADAMS Accession Numbers for License Conditions

Licensee Site	License Condition	Licensee Site	License Condition
Arkansas Nuclear	ML071980041	Millstone	ML071970005
Beaver Valley	ML071710148	Monticello	ML072190495
Braidwood	ML071720016	Nine Mile Point	ML072220445
Browns Ferry	ML072210114	North Anna	ML072140016
Brunswick	ML072190527	Oconee	ML072290004
Byron	ML071720016	Oyster Creek	ML073410576
Callaway	ML071760542	Palisades	ML072180024
Calvert Cliffs	ML071920312	Palo Verde	ML072120061
Catawba	ML072290001	Peach Bottom	ML072200649
Clinton	ML072050005	Perry	ML071920017
Columbia	ML072200100	Pilgrim	ML072340009
Comanche Peak	ML072060005	Point Beach	ML072280002
Cooper	ML072180008	Prairie Island	ML072190440
Crystal River	ML072340010	Quad Cities	ML072200354
DC Cook	ML072040201	River Bend	ML072250433
Davis Besse	ML071920004	Robinson	ML071730035
Diablo Canyon	ML071910214	Salem	ML072130309
Dresden	ML072330091	San Onofre	ML072060010
Duane Arnold	ML072180120	Seabrook	ML072120535
Farley	ML072140886	Sequoyah	ML072130012
Fermi	ML072270126	South Texas	ML071910391
Fitzpatrick	ML072340004	St. Lucie	ML072270703
Fort Calhoun	ML072040283	Summer	ML072280527
Ginna	ML072040409	Surry	ML072140008
Grand Gulf	ML071940050	Susquehanna	ML072330005
Harris	ML072050064	Three Mile Island	ML071980016
Hatch	ML072200095	Turkey Point	ML072120545
Hope Creek	ML072130305	Vermont Yankee	ML072330230
Indian Point	ML071920025	Vogtle	ML071940234
Kewaunee	ML072130093	Waterford	ML072050003
LaSalle	ML072200505	Watts Bar	ML072130052
Limerick	ML072180126	Wolf Creek	ML072080211
McGuire	ML071970002		