



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

May 31, 2011

LICENSEE: Licensees Planning to Transition to NFPA 805  
FACILITY: Facilities Planning to Transition to NFPA 805  
SUBJECT: SUMMARY OF MAY 18, 2011, MEETING WITH THE NUCLEAR ENERGY INSTITUTE, INDUSTRY REPRESENTATIVES, AND LICENSEES ON TRANSITIONING TO NATIONAL FIRE PROTECTION ASSOCIATION STANDARD 805

On May 18, 2011, a Category 2 public meeting was held between the Nuclear Regulatory Commission (NRC), the Nuclear Energy Institute (NEI), and representatives of licensees planning to transition to National Fire Protection Association (NFPA) Standard 805. The meeting was held via telephone conference call.

This meeting was held as a follow-up to the public meeting held on May 11, 2011, when licensee representatives provided their projected submittal dates for their license amendment requests for NFPA 805. During that meeting, the NRC staff agreed to evaluate the proposed submittal dates and provide their feedback via a public telephone conference call scheduled for May 18, 2011.

SECY-11-0061, "A Request to Revise the Interim Enforcement Policy for Fire Protection Issues on 10 CFR 50.48(c) to Allow Licensees to Submit License Amendment Requests in a Staggered Approach (RIN 3150-AG48)," was publicly released on May 16, 2011. A number of questions were asked regarding the SECY. While the Commission has not issued a Staff Requirements Memorandum (SRM), the NRC staff responded to the following in the context that no Commission position had been finalized:

- A concern was raised regarding the following wording included in the proposed revision to the Interim Enforcement Policy: "The NRC expects the sequencing of the submittals to result in approximately 7 LARs [license amendment requests] by July 1, 2011; 10 additional LARs by July 1, 2012; another 10 LARs by July 1, 2013; and the remainder by July 1, 2014." It was noted that during the public meetings of April 14 and May 11, 2011, the NRC staff spoke in terms of fiscal year submittals whereas the SECY targeted submittal dates of July 1<sup>st</sup> of each year. The concern was whether the staff would be receptive to submittal dates outside of "approximately July 1" of each year. Assuming the Commission approves SECY-11-0061, the staff will require licensees, with the exception of the first group of licensees scheduled to submit around July 1, 2011, to submit a letter by June 29, 2011, that acknowledges their new commitment date. While the staff is expecting to approve submittal dates outside of the July 1<sup>st</sup> time frame, it would be appropriate to include justification for alternative dates in the commitment letters. The staff noted that it will be particularly important for fiscal year 2011 submittals to submit commitment letters if they plan to miss July 1<sup>st</sup>.
- Some licensees believe their commitment dates are conservative and that they may want to submit their LARs months earlier. The NRC staff indicated that early submittals

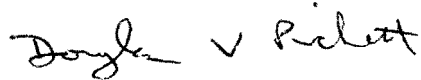
should not be a problem but requested that the licensees inform the staff of such planned actions through their assigned project manager.

The NRC staff requested an update from each licensee to the proposed submittal dates provided during the public meeting held on May 11, 2011 (ML111430783). The results are included in the enclosure. It was again noted that the dates provided do not represent commitments by individual licensees. As indicated in the enclosure, a number of licensees provided ranges of dates for their submittals. In addition, some licensees indicated that they may revise the proposed submittal dates as new information becomes available. The staff will expect the licensees to inform their assigned project manager of any substantive changes.

NEI stated that it is preparing a commitment letter template for licensee use. However, it was noted that the commitment letters cannot be submitted prior to issuance of SRM-SECY-11-0061 and that the commitment letters may miss the June 29, 2011, date depending on the timing of the SRM. The NRC staff stated its understanding that the current enforcement discretion would be continued under such circumstances.

Members of the public participated in the public telephone conference call.

Please direct any inquiries to me at 301-415-1364 or Douglas.Pickett@nrc.gov.



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Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Enclosure:  
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PROPOSED SUBMITTAL DATES FOR NON-PILOT LICENSEES

NATIONAL FIRE PROTECTION ASSOCIATION STANDARD 805

MAY 18, 2011

<b>FY-2011</b>	<b>FY-2012</b>	<b>FY-2013</b>	<b>FY-2014</b>
Ft. Calhoun (June 9, 2011)	ANO – Unit 2 (Dec 2011 - April 2012)	Palisades (Oct 2012)	Davis-Besse (Sept 30, 2014)
D.C. Cook (June 29, 2011)	Browns Ferry (March 6, 2012)	St. Lucie (Dec 2012)	
Callaway (June 29, 2011 – may slip to July-Aug)	Cooper (April 27, 2012)	Ginna (March 2013)	
Kewaunee (July 29, 2011)	Farley (March – Sept 2012)	San Onofre (March 2013)	
Duane Arnold (Sept 2011)	ANO – Unit 1 (April – Aug 2012)	Point Beach (June 2013)	
V.C. Summer (Sept 2011)	Nine Mile Point Unit 1 (June 2012)	McGuire (Sept 2013)	
Waterford (Sept 2011)	Prairie Island (June 2012)	Calvert Cliffs (Sept 2013)	
	Turkey Point (June 29, 2012)	Catawba (Sept 2013)	
	Brunswick (Aug – Sept, 2012)	Robinson (Sept 2013)	
	Beaver Valley (Sept 30, 2012)	Diablo Canyon	
	Crystal River (March, 2012)*		

\*Crystal River is reassessing this date and will respond through the NRR project manager

Enclosure

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**ADAMS Accession No. PKG ML111450653**

Meeting Notice ML111250084

Meeting Summary ML111450665

OFFICE	LPL1-1/PM	LPL1-1/LA	OE/EB/BC	AFPB/BC	LPL1-1/BC
NAME	DPickett	SLittle	GGulla for NHilton	DFrumkin for AKlein	NSalgado (RGuzman for)
DATE	05 / 31 / 11	05 / 26 / 11	05 / 27 / 11	05 / 31 / 11	05 / 31 / 11

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