

September 12, 2011

MEMORANDUM TO: William F. Burton, Chief
Rulemaking and Guidance Development Branch
Division of New Reactor Licensing
Office of New Reactors

Roy P. Zimmerman, Director
Office of Enforcement

FROM: Earl R. Libby, Project Manager */RA/*
Rulemaking and Guidance Development Branch
Division of New Reactor Licensing
Office of New Reactors

SUBJECT: SUMMARY OF THE AUGUST 30, 2011, PUBLIC MEETING TO
DISCUSS PROPOSED REVISIONS TO THE ENFORCEMENT
POLICY ON CONSTRUCTION-RELATED TOPICS

On August 30, 2011, the U.S. Nuclear Regulatory Commission (NRC) staff held a public meeting at Two White Flint North Conference Room, T-2B03, Rockville, Maryland, with industry and Nuclear Energy Institute representatives. The purpose of the meeting was to conduct a Category 2 public meeting discussing the proposed revisions to the enforcement policy on construction-related topics. The associated meeting notice is available at NRC's Agencywide Documents Access and Management System (ADAMS) accession number ML112150585. The following provides a brief summary of the meeting.

Summary

Mr. Roy Zimmerman, Director, Office of Enforcement (OE), and Mr. Nick Hilton, Chief, Enforcement Branch (OE) conducted the meeting. Mr. Hilton provided the recent history pertaining to the staff requirement memorandum (SRM) SRM-SECY-09-0190 (ADAMS ML102390327) and explained that this public meeting was constrained to Item 5 of that SRM summarized as "In light of recent events related to the Vogtle early site permit, the staff should reevaluate the portions of the Enforcement Policy associated with construction activities..."

Mrs. Carolyn Faria-Ocasio sequentially presented the proposed revisions to the enforcement policy that are available to the public through *Federal Register Notice* 2011-0176 (76 FR48919) and are in the public comment period through September 8, 2011 (Docket ID NRC-2011-0176). Mr. Alan Blamey, Branch Chief Region 2 and Mr. Roger Lanksbury, Senior Project Manager, Region 2 provided the enforcement perspective from the NRC regional office and field inspectors. Mr. Tom Hiltz, Branch Chief, Office of Nuclear Materials Safety and Safeguards (NMSS) and Ms. Breeda Reilly, Senior Project Manager, NMSS, addressed the topics related to the fuel cycle facilities during the construction phase. Mr. Timothy Fry, Branch Chief, New Reactor Office (NRO), Ms. Nilda Rivera-Feliciano, Reactor Operations Engineer, NRO, Mr. Jerry Wilson, Senior Policy Analyst, NRO and Mr. Earl Libby, Project Manager, NRO addressed the topics related to new reactor construction under Part 52.

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Mr. Stephen Campbell, Branch Chief, Nuclear Regulation Reactors (NRR), Mrs. Mary-Ann Ashley, Technical Assistant, NRR addressed the topics related to reactors under construction under 10 CFR Part 50.

Mr. Zimmerman concluded the meeting with the request for written public comments on the proposed revisions to the enforcement policy.

The staff will evaluate the external stakeholders comments received during the public comment period ending September 8, 2011 to inform the staff's response to the Commission's request contained in Item 5 of SRM-SECY-09-0190 *Major Revision to NRC Enforcement Policy*.

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As stated

cc w/encl: See next page

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