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76 FR 63565

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Ms. Cindy Bladey
Chief, Rules, Announcements, and Directives Branch
Office of Administration, Mail Stop TWB-05-B01M
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

REMOVED

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RULES ANNOUNCEMENTS

Salem Nuclear Generating Station, Units 1 and 2
Renewed Facility Operating License Nos. DPR-70 and 75
NRC Docket Nos. 50-272 and 50-311

Hope Creek Generating Station
Renewed Facility Operating License No. NPF-57
NRC Docket No. 50-354

Subject: Comments on Draft NUREG-1022, Revision 3, "Event Reporting Guidelines: 10 CFR 50.72 and 50.73." (Federal Register dated October 13, 2011, 76 FR 63565, Docket ID NRC-2011-0237).

Reference: Letter from Chris Earls (NEI) to NRC: "NEI Comments on Draft NUREG-1022, Revision 3, "Event Reporting Guidelines: 10 CFR 50.72 and 50.73." (Federal Register dated October 13, 2011, 76 FR 63565, Docket ID NRC-2011-0237), dated December 6, 2011.

PSEG Nuclear LLC (PSEG) appreciates the opportunity to submit comments on Draft NUREG-1022, Revision 3, "Event Reporting Guidelines: 10 CFR 50.72 and 50.73." PSEG has reviewed and fully supports the comments made by the Nuclear Energy Institute (NEI) in the referenced letter above including all attachments.

PSEG would like to expand on NEI's comments on Section 3.2.7 of NUREG-1022. Incorporating the term of operability when the reporting requirements of 10 CFR 50.72(b)(3)(v) and 50.73(a)(2)(v) are focused on the fulfillment of the safety function of the structures, systems or components would unnecessarily increase the event notifications and licensee event reports (LER). A component in a system may be declared inoperable due to failure to meet the surveillance requirement (SR) acceptance criteria; however, the SR acceptance criteria frequently has margin prior to

SUNSI Review Complete
Temp Note = ADM-013

E-RIDS = ADM-03
Call = A. Lewin (axlh)

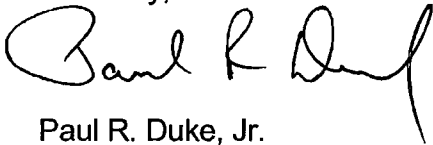
DEC 12 2011

the values credited in the plant's safety analysis. If the component is still capable of providing the function relied upon in the plant's safety analysis, even though the component was declared inoperable for failing to meet the SR acceptance criteria, the component is still capable of fulfilling its safety function and would not be reportable under 10 CFR 50.72(b)(3)(v) and 50.73(a)(2)(v). The proposed changes in Draft NUREG-1022 Revision 3 could result in an operator distraction for events that are not risk-significant. PSEG suggests that the NRC adopt the changes identified in Attachment 2 of the NEI comments.

Although not specifically addressed in the NEI comment letter referenced above, the proposed changes to NUREG-1022 Section 2.8, *Retraction or Cancellation of Event Reports*, as described in the 'Discussion of Changes' document (Accession No. ML11068A030) are based on the proposed changes to section 3.2.7. Any changes to section 2.8 should be consistent with this resolution of the comments to section 3.2.7.

There are no new regulatory commitments contained in this letter. If you have any questions or require additional information, please contact Brian Thomas, Principal Licensing Engineer, at 856-339-2022.

Sincerely,



Paul R. Duke, Jr.
Manager - Licensing

C NRC Document Control Desk
Corporate Commitment Tracking Coordinator