

**From:** Bowman, Gregory  
**Sent:** Friday, April 20, 2012 11:22 AM  
**To:** Laufer, Richard; Hart, Ken  
**Cc:** Bovol, Rochelle; Shea, Pamela  
**Subject:** Request to Withdraw 10 CFR 50.46a Rulemaking

Rich and Ken,

Because of the ongoing staff evaluation of Fukushima Near-Term Task Force Recommendation 1 regarding the development of a new risk-informed regulatory framework and the recent publication of Risk Management Task Force's report, "A Proposed Risk Management Regulatory Framework," the staff is requesting that the Commission defer its decision on SECY-10-0161, "Final Rule: Risk-Informed Changes to Loss-of-Coolant Accident Technical Requirements (10 CFR 50.46a)."

Although the staff believes that the draft final 10 CFR 50.46a rule is an appropriate and well-founded approach to risk-inform the NRC's emergency core cooling requirements, the staff requests that SECY-10-0161 be withdrawn from Commission consideration so that it may be resubmitted later after the staff has completed its regulatory framework evaluation. When the staff establishes its recommended approach, it will re-evaluate the draft final 10 CFR 50.46a rule to ensure its compatibility with the recommended regulatory framework. Based on the outcome of the compatibility evaluation and the completion of any necessary changes, the staff will re-submit the draft final 10 CFR 50.46a rule with or shortly after providing its regulatory framework recommendation to the Commission.

Please check with the Commission offices to see if they support the staff's recommendation. Let me know if there are any questions.

Thanks for the help.

Greg