

November 24, 2014

MEMORANDUM TO: A. Ryan Whited, Chief  
Environmental Technical Support Branch  
Division of Site Safety and Environmental Analysis  
Office of New Reactors

Frank M. Akstulewicz, Director  
Division of New Reactor Licensing  
Office of New Reactors

FROM: Scott C. Flanders, Director        **/RA A. Campbell for/**  
Division of Site Safety and Environmental Analysis  
Office of New Reactors

SUBJECT: STAFF PROCESS FOR DETERMINING IF A SUPPLEMENT TO AN  
ENVIRONMENTAL IMPACT STATEMENT IS REQUIRED IN  
ACCORDANCE WITH TITLE 10 OF THE *CODE OF FEDERAL  
REGULATIONS*, PART 51.92(a) OR 51.72(a)

Enclosed is the process for identifying new and potentially significant information after the final environmental impact statement (FEIS) for a combined license (COL) or early site permit (ESP) application is issued, but before the U.S. Nuclear Regulatory Commission (NRC or Commission) has completed action on an application, or after the draft environmental impact statement (DEIS) is issued but before the FEIS is issued. The process applies to applications for COLs and ESPs under Title 10 of the *Code of Federal Regulations* (CFR) Part 52, "Licenses, Certifications, and Approvals for Nuclear Power Plants." The process outlined in this document should not be used by staff in determining new and potentially significant information during the development of a supplemental DEIS or FEIS for a COL referencing an ESP. For details on that process the staff should review the "Introduction," pages 12-16, of NUREG-1555, "Standard Review Plans for Environmental Reviews for Nuclear Power Plants: Environmental Standard Review Plan," issued in 2007, and 10 CFR 51.75(c)(1).

The process contained in this document was developed to provide guidance in the event that there is an extended delay between the issuance of the FEIS and the start of the mandatory hearing phase of the licensing proceeding. The extended delay would increase the likelihood of new and potentially significant information emerging which may result in the requirement to supplement the FEIS. In such circumstances, this process will help ensure that the FEIS continues to provide a sound basis to support Commission decision-making.

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This process places an obligation on environmental project managers and environmental technical staff supporting new reactor licensing projects to identify potentially significant new information after the DEIS or FEIS is issued, to determine its significance, and to consider whether this information requires supplementation of the DEIS or FEIS in accordance with 10 CFR 51.72(a) or 51.92(a). The process gives environmental staff direction on how and when to look for or request new information and how to determine whether it is significant.

Enclosures:

1. Guidance: "Staff Process for Determining if a Supplement to an Environmental Impact Statement is Required in Accordance with 10 CFR 51.92(a) or 51.72(a)"
2. Tracking Table Template
3. Analysis Memo Template
4. Sample Checklist
5. Applicant Letter Template
6. Close-Out Memo Template

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**ADAMS ACCESSION No.:** ML120950050 (Package); ML13199A170 (Enclosure 1); ML13199A178 (Enclosure 2); ML13199A193 (Enclosure 3); ML13199A199 (Enclosure 4); ML13199A202 (Enclosure 5); ML14325A561 (Enclosure 6)  
**\*via e-mail      \*\*See previous concurrence block      NRO-002**

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