

December 30, 2014

MEMORANDUM TO: Mark A. Satorius
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary /RA/

SUBJECT: STAFF REQUIREMENTS – SECY-14-0118 – REQUEST BY
DUKE ENERGY FLORIDA, INC., FOR EXEMPTIONS FROM
CERTAIN EMERGENCY PLANNING REQUIREMENTS

The Commission has approved the staff's recommendation to grant Duke Energy Florida's requested exemptions from certain EP requirements of 10 CFR 50.47(b) and Appendix E to 10 CFR Part 50, "Domestic Licensing of Production and Utilization Facilities." The staff should continue to review other exemption requests, already in process, and provide timely recommendations to the Commission.

The staff should proceed with rulemaking on decommissioning. For budgeting purposes, the decommissioning rulemaking should be considered a Commission-directed rulemaking. This rulemaking should address: issues discussed in SECY-00-0145 such as the graded approach to emergency preparedness; lessons learned from the plants that have already (or are currently) going through the decommissioning process; the advisability of requiring a licensee's Post-Shutdown Decommissioning Activity Report to be approved by NRC; the appropriateness of maintaining the three existing options for decommissioning and the timeframes associated with those options; the appropriate role of state and local governments and non-governmental stakeholders in the decommissioning process; and any other issues deemed relevant by the NRC staff.

The staff should set an objective of early 2019 for completion of this rulemaking. If the staff determines that it will not be feasible to complete the elements of the rulemaking addressing emergency planning and preparedness by early 2019, because of the necessary interactions with FEMA, state, and local officials, the staff should inform the Commission. The staff should engage the Commission, if needed, to make these emergency planning interactions as timely and effective as possible. In the near term, staff experts should continue processing current and pending applications for decommissioning amendments and exemptions until that regulatory work is complete.

The staff paper scheduled to be delivered to the Commission in January 2015, in response to SRM-14-0066, should focus on providing information about the anticipated schedule and resources for the rulemaking addressing decommissioning.

cc: Chairman Macfarlane
Commissioner Svinicki

Commissioner Ostendorff
Commissioner Baran
Commissioner Burns
OGC
CFO
OCA
OPA
Office Directors, Regions, ACRS, ASLBP (via E-Mail)
PDR