

Resolution of NEI/Industry Comments for
Draft IMC 0308 Att. 3, Appendix M (September, 2016)

No.	Comment	Added	Remarks
1	Section 5.02.03, compliance with regulatory guidelines should not be relevant for determining significance.	No	Disagree. This decision attribute is one of the fundamental principles of integrated risk-informed decision making described in RG 1.174. Eliminating this decision attribute may result in an incomplete decision making tool for unique situations where problems with regulatory compliance can affect the significance of an inspection finding from deterministic considerations.
2	Section 5.02.04, Operating Experience is too subjective an area to use for penalty or credit.	No	Disagree. The criterion of OE evaluations for effective performance monitoring helps the licensee to identify potential vulnerabilities, and therefore prevents potential findings. We do not agree that this criterion is subjective.
3	Section 5.02.09, this decision attribute (cross-cutting issues) should be eliminated since it has no bearing on the significance of a finding.	No	Disagree. As defined in IMC 308 Attachment 3, Appendix M, "Cross-Cutting Issues" address cross-cutting areas containing the fundamental performance characteristics that extend across all of the ROP cornerstones of safety. The safety significance of a cross-cutting issue (CCI) should be evaluated when it impacts licensee performance in other ROP cornerstones that may be an indication of programmatic weaknesses. This decision attribute was specifically included in Appendix M per NRC staff recommendation.