



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

February 8, 2017

Mr. Andrew N. Mauer  
Senior Project Manager  
Nuclear Energy Institute  
1201 F Street, NW, Suite 1100  
Washington, DC 20004

Dear Mr. Mauer:

The U.S. Nuclear Regulatory Commission (NRC) staff has considered your request to endorse the Nuclear Energy Institute (NEI) guidance document NEI 12-06, Revision 4, "Diverse and Flexible Coping Strategies (FLEX) Implementation Guide" (Agencywide Documents Access and Management Systems (ADAMS) Accession No. ML16354B421), dated December 2016. The purpose of this letter is to inform you that the NRC staff has issued Japan Lessons-Learned Division (JLD) interim staff guidance (ISG), JLD-ISG-2012-01, Revision 2, "Compliance with Order EA-12-049, Order Modifying Licenses with Regard to Requirements for Mitigation Strategies for Beyond-Design-Basis External Events" (ADAMS Package Accession No. ML17005A182), and made this document publicly available. Guidance document JLD-ISG-2012-01, Revision 2, endorses, with exceptions, clarifications, and additions, NEI 12-06, Revision 4. However, because the NRC staff has found that JLD-ISG-2012-01, Revision 2, meets the criteria to be considered a "rule" under the Congressional Review Act (5 U.S.C. 801-808), it cannot take effect until all applicable Congressional Review Act requirements have been met. Once the effective date for the ISG is determined, the NRC staff will publish a notice of availability in the *Federal Register*, which will indicate the effective date for JLD-ISG-2012-01, Revision 2. Until such effective date, this ISG revision is not intended to be referenced by licensees in submittals to the NRC, and the NRC staff will not make use of this ISG revision. The NRC staff expects the effective date for this ISG revision to be not more than 90 days after the date of this letter.

A. Mauer

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If you have any questions regarding this letter, please contact Stephen Philpott, of my staff, at (301) 415-2365, or via email to Stephen.Philpott@nrc.gov.

Sincerely,

*/RA/*

Michael X. Franovich, Acting Director  
Japan Lessons-Learned Division  
Office of Nuclear Reactor Regulation

cc: Mr. Joseph E. Pollock, Vice President  
Nuclear Operations  
Nuclear Energy Institute  
1201 F Street NW, Suite 1100  
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NUCLEAR REGULATORY COMMISSION ENDORSEMENT OF NUCLEAR ENERGY  
INSTITUTE GUIDANCE DOCUMENT NEI 12-06, REVISION 4 DATED February 8, 2017

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| <b>NAME</b>   | SPhilpott          | SLent        |
| <b>DATE</b>   | 2/3/2017           | 2/3/2017     |
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| <b>NAME</b>   | MHalter            | MFranovich   |
| <b>DATE</b>   | 2/6/2017           | 2/8/2017     |

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