

**WILLIAM R. GROSS**  
Director, Incident Preparedness

1201 F Street, NW, Suite 1100  
Washington, DC 20004  
P: 202.739.8123  
wrg@nei.org  
nei.org



January 2, 2018

Ms. Maureen E. Wylie  
Chief Financial Officer  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

**Subject:** Fee Exemption Request for NEI 03-12, *Template for the Security Plan, Training and Qualification Plan, Safeguards Contingency Plan, [and Independent Spent Fuel Storage Installation Security Plan]*, Section 21, Compensatory Measures

**Project Number: 689**

Dear Ms. Wylie:

The Nuclear Energy Institute (NEI)<sup>1</sup>, on behalf of the nuclear energy industry, will be submitting a revised Section 21, titled "Compensatory Measures" for NRC review and endorsement. The revision of Section 21, "Compensatory Measures" of NEI 03-12, *Template for the Security Plan, Training and Qualification Plan, Safeguards Contingency Plan, [and Independent Spent Fuel Storage Installation Security Plan]*, will allow licensee implementation changes that will improve the overall effectiveness and efficiency of using compensatory measures when required. NEI 03-12 is the current NRC staff-endorsed guidance that establishes a generic Security Plan template and acts as the licensing basis for licensees to meet the requirements set forth in 10 CFR 73.55. Where necessary, conforming changes of the editorial nature were made throughout NEI 03-12 to reflect updates in Section 21 (e.g., page numbering).

NEI requests that the NRC's review of the revised Section 21, including any subsequent submittals necessary to address NRC review comments, as well as supporting document, NEI White Paper; *Conducting a Risk Assessment to Support Selection of Compensatory Measures* be granted a fee waiver pursuant to the

---

<sup>1</sup> The Nuclear Energy Institute (NEI) is the organization responsible for establishing unified industry policy on matters affecting the nuclear energy industry, including the regulatory aspects of generic operational and technical issues. NEI's members include all entities licensed to operate commercial nuclear power plants in the United States, nuclear plant designers, major architect/engineering firms, fuel cycle facilities, nuclear materials licensees, and other organizations and entities involved in the nuclear energy industry.

Ms. Maureen Wylie

January 2, 2018

Page 2

provisions of 10 CFR 170.11. This document meets the exemption requirement in 10 CFR 170.11(a) (1) (ii) in that it will "...assist the NRC in generic regulatory improvements or efforts (e.g., rules, regulatory guides, regulations, policy statements, generic letters, or bulletins)." In this case, NRC review and endorsement of the revised Section 21 will facilitate a consistent industry approach to the assessment and implementation of compensatory measures, and thereby increase the efficiency of related regulatory activities such as the review of Security Plan revisions and inspections associated with 10 CFR 73.55.

If you have any questions or require additional information, please contact AJ Clore at (202) 739-8025; [ajc@nei.org](mailto:ajc@nei.org) or me.

Sincerely,

A handwritten signature in cursive script that reads "William R. Gross".

William R. Gross

c: Mr. James W. Andersen, NSIR/DSP, NRC  
Mr. David Curtis, NSIR/DSP, NRC  
Ms. Alison L. Rivera, NSIR/DSP, NRC  
NRC Document Control Desk