



OFFICE OF THE
INSPECTOR GENERAL

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

May 29, 2019

MEMORANDUM TO: Margaret M. Doane
Executive Director for Operations

FROM: Dr. Brett M. Baker */RA/*
Assistant Inspector General for Audits

SUBJECT: STATUS OF RECOMMENDATIONS: AUDIT OF NRC'S
10 CFR 2.206 PETITION REVIEW PROCESS
(OIG-17-A-23)

REFERENCE: DEPUTY EXECUTIVE DIRECTOR FOR REACTOR AND
PREPAREDNESS PROGRAMS MEMORANDUM DATED
APRIL 30, 2019

Attached is the Office of the Inspector General's (OIG) analysis and status of recommendations as discussed in the agency's response dated April 30, 2019. Based on this response, recommendations 1 and 2 are closed. All recommendations from the subject audit are now closed.

If you have questions or concerns, please call me at (301) 415-5915 or Paul Rades, Team Leader, at (301) 415-6228.

Attachment: As stated

cc: R. Lewis, OEDO
D. Jackson, OEDO
J. Jolicoeur, OEDO
S. Miotla, OEDO
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Audit Report

Audit of NRC's 10 CFR 2.206 Petition Review Process

OIG-17-A-23

Status of Recommendations

Recommendation 1: Develop controls to ensure formal assessments are performed and are documented for future use.

Agency Response Dated
April 30, 2019:

The staff agrees with the recommendation.

NRC Management Directive (MD) 1.1, "NRC Management Directives System," dated December 11, 2018, requires the staff to review and reissue, or to certify as still relevant, all MDs at least every 8 years. Before issuance of the October 2000 version of MD 8.11, "Review Process for 10 CFR 2.206 Petitions," the staff performed and documented formal assessments of the 10 CFR 2.206 petition review process as part of the periodic review and revision of MD 8.11. Between 2009 and 2017, the staff performed formal and informal assessments and implemented changes on various portions of the 10 CFR 2.206 petition review process. These assessments supported the revision of the October 2000 version of MD 8.11, which the NRC issued on March 1, 2019.

Action Taken:

The Office of Nuclear Reactor Regulation (NRR) staff informally assesses the 10 CFR 2.206 petition review process during monthly petition status meetings. On April 11, 2019, the staff initiated Yellow Ticket Y020190171 as a control to ensure formal assessments are performed every three years to further evaluate the effectiveness of the 10 CFR 2.206 petition review process, to support process enhancements and to support future revisions of MD 8.11 as required by MD 1.1.

Target date for completion: June 29, 2019

Actual date of completion: April 11, 2019

Contact: Perry H. Buckberg, NRR/DORL
(301) 415-1383

Audit Report

Audit of NRC's 10 CFR 2.206 Petition Review Process

OIG-17-A-23

Status of Recommendations

Recommendation 1 (cont'd):

OIG Analysis:

OIG reviewed Yellow Ticket Y020190171 and verified the requirement for triennial assessments of the 10 CFR 2.206 petition review process. OIG auditors also met with agency staff on May 1, 2019 to discuss the Yellow Ticket and confirmed that the staff's approach meets the intent of the recommendation. This recommendation is now closed.

Status:

Closed.

Audit Report

Audit of NRC's 10 CFR 2.206 Petition Review Process

OIG-17-A-23

Status of Recommendations

Recommendation 2: Clarify the criteria for reviewing and rejecting petitions.

Agency Response Dated
April 30, 2019:

The staff agrees with the recommendation.

The NRC staff recognized the need to clarify the criteria for reviewing and rejecting 10 CFR 2.206 petitions as part of the revision to MD 8.11. The staff has developed and incorporated revised criteria and has updated the initial screening criteria in the revision to MD 8.11.

Action Taken:

The NRC staff has implemented revised and clarified criteria for reviewing and rejecting 10 CFR 2.206 petitions in the March 1, 2019, revision of MD 8.11.

Target date for completion: January 31, 2019

Actual date of completion: March 1, 2019

Contact: Perry H. Buckberg, NRR/DORL
(301) 415-1383

OIG Analysis:

OIG has reviewed the updated version of MD 8.11 and verified that it includes clarified criteria for staff review and rejection of 10 CFR 2.206 petitions. This recommendation is now closed.

Status:

Closed.