

NOTATION VOTE

RESPONSE SHEET

RELEASED TO THE PDR
2/9/94
Date initials

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION
FROM: COMMISSIONER ROGERS
SUBJECT: SECY-93-331 - LICENSE RENEWAL WORKSHOP
RESULTS AND STAFF PROPOSALS FOR REVISION TO
10 CFR PART 54, "REQUIREMENTS FOR RENEWAL OF
OPERATING LICENSES FOR NUCLEAR POWER PLANTS"

APPROVED * ^{IN} PART * XCL DISAPPROVED * ^{IN} PART * XCL ABSTAIN _____

NOT PARTICIPATING _____ REQUEST DISCUSSION _____

COMMENTS. SEE ATTACHMENT.

9402160277 931229
PDR COMMS NRCC
CORRESPONDENCE PDR

150044

Kenneth C. Rogers
SIGNATURE

RELEASE VOTE

December 29, 1993
DATE

WITHHOLD VOTE

ENTERED ON "AS" Yes No _____

DF02
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Commissioner Rogers Comments on SECY-93-331

The staff should be complimented for their efforts in attempting to resolve the perceived problems with the license renewal rule, for their conduct of the workshop and for their continued professional perseverance on one of the most important rulemakings the agency has ever attempted. It is because of its importance that I believe the agency should take the necessary time to identify the truly essential elements of the rule and exclude all others through a joint examination of all technical and legal considerations involved.

My vote on SECY-93-331 is to approve in part and to disapprove in part.

I agree with many of the recommendations made by the staff, but I still have concerns with the concept, definition and need for ARDUTLR. I note that the General Counsel also has concerns in this area as do several utility representatives and members of the NRC staff.

I have similar concerns regarding the term "important to license renewal" (ITLR), which in my opinion suffers from the same maladies as ARDUTLR. Furthermore, in Part 54, ITLR is used only as a modifier to structures, systems, and components (SSCs) to identify a particular set of SSCs. However, in SECY-93-331, it has been used in a broader and more confusing way, i.e., terms such as "ITLR function" and "ITLR screening requirements" have also been introduced. Basically, the functionality of the above particular set of SSCs is necessary to ensure that the "current licensing basis" (CLB) is maintained throughout the life of the plant, either prior to or following the license renewal. This set of SSCs could be referred to simply as SSCs "important to maintaining the CLB" (IMCLB).

Regarding the specific staff recommendations in SECY-93-331, I agree that appropriate credit should be given for existing licensee programs. Ambiguities should be resolved between the SOC and the rule, and an efficient, stable, and predictable license renewal process should be established. Furthermore, I agree with the approach outlined in the paper under Recommendation 2 except for items (a) and (c).

It is my view that the revised rule should incorporate the following general approach:

- The focus of license renewal is the management of the effects of age-related degradation of SSCs during the renewal period rather than on the identification and evaluation of aging mechanisms, the identification and evaluation of which could constitute an open-ended research program.