

NUCLEAR REGULATORY COMMISSION

[NRC-2020-0230]

Fire Protection for Nuclear Power Plants

AGENCY: Nuclear Regulatory Commission.a

ACTION: Draft regulatory guide; request for comment.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is issuing for public comment draft regulatory guide (DG), DG-1359, "Fire Protection for Nuclear Power Plants." This regulatory guide (RG) describes an approach that is acceptable to the NRC staff to meet the regulatory requirements in the NRC's regulations governing a civilian nuclear power generating plant's fire protection program (FPP).

DATES: Submit comments by **[INSERT DATE 45 DAYS AFTER THE DATE OF PUBLICATION IN THE *FEDERAL REGISTER*]**. Comments received after this date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.

ADDRESSES: You may submit comments by any of the following methods; however, the NRC encourages electronic comment submission through the **Federal Rulemaking Web Site**:

- **Federal Rulemaking Web Site:** Go to <https://www.regulations.gov> and search for Docket ID **NRC-2020-0230**. Address questions about NRC docket IDs in Regulations.gov to Jennifer Borges; telephone: 301-287-9127; e-mail:

Jennifer.Borges@nrc.gov. For technical questions, contact the individuals listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- **Mail comments to:** Office of Administration, Mail Stop: TWFN-7-A60M, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, ATTN: Program Management, Announcements and Editing Staff.

For additional direction on obtaining information and submitting comments, see “Obtaining Information and Submitting Comments” in the SUPPLEMENTARY INFORMATION section of this document.

FOR FURTHER INFORMATION CONTACT: Shivani Mehta, Office of Nuclear Reactor Regulation, telephone: 301-415-0860, e-mail: Shivani.Mehta@nrc.gov; Charles Moulton, Office of Nuclear Reactor Regulation, telephone: 301-415-2751, e-mail: Charles.Moulton@nrc.gov; or Michael Eudy, Office of Nuclear Regulatory Research, telephone: 301-415-3104, e-mail: Michael.Eudy@nrc.gov. All are staff of the U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

SUPPLEMENTARY INFORMATION:

I. Obtaining Information and Submitting Comments

A. Obtaining Information

Please refer to Docket ID **NRC-2020-0230** when contacting the NRC about the availability of information for this action. You may obtain publicly available information related to this action by any of the following methods:

- **Federal Rulemaking Web Site:** Go to <https://www.regulations.gov> and search for Docket ID **NRC-2020-0230**.

- **NRC’s Agencywide Documents Access and Management System (ADAMS):** You may obtain publicly available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the

search, select “Begin Web-based ADAMS Search.” For problems with ADAMS, please contact the NRC’s Public Document Room reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to pdr.resource@nrc.gov.

- **Attention:** The PDR, where you may examine and purchase copies of public documents, is currently closed. You may submit your request to the PDR via e-mail at PDR.Resource@nrc.gov or call 1-800-397-4209 between 8:00 a.m. and 4:00 p.m. (EST), Monday through Friday, except Federal holidays.

B. Submitting Comments

The NRC encourages electronic comment submission through the **Federal Rulemaking Web Site** (<https://www.regulations.gov>). Please include Docket ID **NRC-2020-0230** in your comment submission.

The NRC cautions you not to include identifying or contact information that you do not want to be publicly disclosed in your comment submission. The NRC will post all comment submissions at <https://www.regulations.gov> as well as enter the comment submissions into ADAMS. The NRC does not routinely edit comment submissions to remove identifying or contact information.

If you are requesting or aggregating comments from other persons for submission to the NRC, then you should inform those persons not to include identifying or contact information that they do not want to be publicly disclosed in their comment submission. Your request should state that the NRC does not routinely edit comment submissions to remove such information before making the comment submissions available to the public or entering the comment into ADAMS.

II. Additional Information

The NRC is issuing for public comment a draft guide in the NRC's "Regulatory Guide" series. This series was developed to describe methods that are acceptable to the NRC staff for implementing specific parts of the agency's regulations, to explain techniques that the staff uses in evaluating specific issues or postulated events, and to describe information that the staff needs in its review of applications for permits and licenses.

The DG, titled "Fire Protection for Nuclear Power Plants," is temporarily identified by its task number, DG-1359 (ADAMS Accession No. ML20231A835). The draft guide DG-1359 is a proposed Revision 4 of RG 1.189. This revision of the guide (Revision 4) addresses new issues identified since the guide was previously revised and released in 2018. This includes incorporation of the latest guidance on fire-induced circuit failures, multiple high impedance failures, open secondary circuits on current transformers, and shorting switches. Updates also include partial endorsements of Nuclear Energy Institute (NEI) 00-01, "Guidance for Post Fire Safe Shutdown Circuit Analysis," Revision 4, issued September 2016, and guidance based on NUREG/CR-7150, "Joint Assessment of Cable Damage and Quantification of Effects from Fire (JACQUE-FIRE)," Volumes 1, 2, and 3 (ADAMS Accession Nos. ML12313A105, ML14141A129, and ML17331B098.)

The staff is also issuing for public comment a draft regulatory analysis (ADAMS Accession No. ML20231A874). The staff develops a regulatory analysis to assess the value of issuing or revising a regulatory guide as well as alternative courses of action.

III. Backfitting, Forward Fitting, and Issue Finality

DG-1359, if finalized, would provide the most recent guidance acceptable to the NRC staff for compliance with section 50.48(a) and (b) of title 10 of the *Code of Federal*

Regulations (10 CFR) and 10 CFR part 50, appendix R, “Fire Protection Program for Nuclear Power Facilities Operating Prior to January 1, 1979.” Issuance of DG-1359, if finalized, would not constitute backfitting, as that term is defined in 10 CFR 50.109, “Backfitting,” and as described in NRC Management Directive 8.4, “Management of Backfitting, Forward Fitting, Issue Finality, and Information Requests”; constitute forward fitting, as that term is defined and described in Management Directive 8.4; or affect the issue finality of any approval issued under 10 CFR part 52. As explained in DG-1359, applicants and licensees would not be required to comply with the positions set forth in DG-1359.

Dated: November 9, 2020.

For the Nuclear Regulatory Commission.

Meraj Rahimi, Chief, */RA/*
Regulatory Guidance and Generic Issues
Branch,
Division of Engineering,
Office of Nuclear Regulatory Research.