



RIC 2007: Rulemaking Session Implementation and Inspection Challenges

Russell Gibbs

Division of Operating Reactor Licensing

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Rulemaking: Implementation and Inspection Challenges

- Must engage both regional and HQ inspection staff early and throughout rulemaking process
 - avoid future implementation issues

Rulemaking: Implementation and Inspection Challenges

- Inspector's perspective – why inspect if not important?
 - Rulemaking should be risk-informed, where possible
- Must consider inspection program when formulating requirements
- Regional resource allocation is a challenge

Rulemaking: Implementation and Inspection Challenges

- Ineffective engagement can result in inspection difficulties (e.g., task interface agreements, unresolved items, review panels, enforcement discretion, etc.)
 - Appendix R, maintenance rule, 50.59, Part 26?
- Regulations not well thought out can have a direct effect on inspection effectiveness resulting in less than effective and untimely oversight

Rulemaking: Implementation and Inspection Challenges

- Inspectors sometimes rely upon industry guidance and licensee programs/procedures to “decipher” requirements (think maintenance rule)
- Rule language flexibility is good but insufficient detail can be problematic for industry and inspectors
 - Need for industry guidance may be a symptom of not engaging stakeholders effectively
- When documenting violations – success is the ease in writing the “Contrary to the Above” statement

Rulemaking: Implementation and Inspection Challenges

- Rulemaking must effectively engage both internal and external stakeholders early and often