

# INFORMATION REPORT

July 18, 2002

SECY-02-0134

For: The Commissioners  
From: John W. Craig, Assistant for Operations, Office of the EDO  
Subject: SECY-02-0134 WEEKLY INFORMATION REPORT - WEEK  
ENDING JULY 12, 2002

## Contents

## Enclosure

Nuclear Reactor Regulation	A
Nuclear Material Safety and Safeguards	B
Nuclear Regulatory Research	C*
Nuclear Security and Incident Response	D
General Counsel	E*
Administration	F*
Chief Information Officer	G
Chief Financial Officer	H*
Human Resources	I
Small Business & Civil Rights	J*
Enforcement	K*
State and Tribal Programs	L*
Public Affairs	M
International Programs	N*
Office of the Secretary	O
Region I	P
Region II	P
Region III	P*
Region IV	P*
Executive Director for Operations	Q*
Congressional Affairs	R

\*No input this week.

*/RA/*

John W. Craig  
Assistant for Operations, OEDO

Contact:  
M. Layton, OEDO

Office of Nuclear Reactor Regulation  
Items of Interest  
Week Ending July 12, 2002

Indian Point Nuclear Generating Unit Nos. 2 and 3

On July 3, 2002, the Parents Concerned About Indian Point (PCAIP) petitioned the Second Circuit U.S. Court of Appeals to review the Commission's decision dated June 4, 2002, denying PCAIP's April 29, 2002, Motion for Reconsideration. In the April 29 Motion, PCAIP requested that the Commission reconsider its February 13, 2002, motion to reopen the 1983 special proceedings that it had initiated concerning various aspects of Indian Point, including emergency evacuation planning and preparedness. The basis presented by PCAIP in the February 13, 2002, motion was that the terrorist attacks of September 11, 2001, materially changed the probability of a direct attack at the plant and that evacuation planning was devised to primarily address an evacuation caused by a plant malfunction. In a letter dated March 28, 2002, the Commission notified PCAIP that it would not entertain the reopening of a closed proceeding once the time for judicial review has expired. The letter also stated that the Commission initiated the 1983 proceeding in response to a notice from the Federal Emergency Management Agency (FEMA) advising the NRC that the Indian Point emergency preparedness program was inadequate at that time; and that PCAIP may wish to discuss this matter with FEMA.

Tritium Production Program

The Atomic Safety and Licensing Board's (ASLB's) Memorandum and Order of July 2, 2002, denied petitions to intervene in the proceedings on Tennessee Valley Authority's (TVA's) license amendment requests to produce tritium at Watts Bar and Sequoyah. The ASLB's denials were based on the following:

- Jeannine Honicker's petition — lack of standing
- Blue Ridge Environmental Defense League's petition — failing to file any contentions
- We the People, Inc.'s petition — failure to submit an admissible contention

Jeannine Honicker filed an addendum to her contentions on July 3, 2002, asking the ASLB to accept additions to her contentions.

As TVA requested, the Nuclear Regulatory Commission plans to complete its reviews of the TVA proposed tritium production program by August 20, 2002, for Watts Bar, and September 21, 2002, for Sequoyah. The Office of Nuclear Reactor Regulation is also preparing a staff position on Dr. Bergeron's comments about risk informing our review of TVA's license amendment requests.

Public Meeting with the Nuclear Energy Institute (NEI) and Industry on Public Radiation Safety Cornerstone Issues

On July 2, 2002, the NRC staff participated in a teleconferenced public meeting with representatives of the nuclear industry and the NEI to discuss issues with the Significance Determination Process (SDP) associated with the Public Radiation Safety Cornerstone of the Reactor Oversight Process (ROP). The industry representatives provided justification for their

July 12, 2002

ENCLOSURE A

proposal to modify the SDP to eliminate the counting of findings for uncontrolled radioactive material found within their Protected or Restricted areas. Currently, the SDP would result in a White finding if there are greater than five occurrences within the two year inspection period. The staff and industry representatives provided candid feedback on the issue and a consensus was reached to go forward with the draft proposal to modify the SDP to restrict the use of the occurrence counter. A draft of the revised SDP will be presented for discussion at the next scheduled public meeting on August 20, 2002.

The staff continues to work with industry to understand their concerns and revise the SDP, as appropriate. These public meetings are held periodically to enable the staff and stakeholders to share information which is used to "fine tune" the ROP as experience is gained with the process.

#### James A. Fitzpatrick Nuclear Generating Station

The staff has issued a license amendment replacing the Fitzpatrick technical specifications in their entirety with new technical specifications, based on the improved Standard Technical Specifications (iSTS). The licensee will implement these revised technical specifications within 120 days.

Fitzpatrick is the 66th unit approved to convert to the iSTS. This number includes Watts Bar which was originally licensed with the iSTS and Browns Ferry Unit 1. The two Zion units were approved, but never implemented the iSTS. Applications for conversion to iSTS for an additional 3 units are currently under review. Licensees for 8 units are planning to make applications in the next two years and 27 are either undecided or have indicated that they will not be converting.

Office of Nuclear Material Safety and Safeguards  
Items of Interest  
Week Ending July 12, 2002

Meeting with Fuel Manufacturing Facilities on Interim Compensatory Measures for the Protection of Special Nuclear Material of Low Strategic Significance

On July 10, 2002, staff from the Division of Fuel Cycle Safety and Safeguards and the Office of Nuclear Security and Incident Response met with representatives of the Category III fuel manufacturers to discuss the Nuclear Regulatory Commission's (NRC's) draft Interim Compensatory Measures (ICMs) for the protection of special nuclear material of low strategic significance (Category III quantities of material). This is generally material of less than 10 percent enrichment in U-235. Participating licensees included Westinghouse Electric Company, Global Nuclear Fuel America, Framatome, Nuclear Fuel Services, and BWXT. Other stakeholders attending included the Nuclear Energy Institute, the U.S. Enrichment Corporation, and Duke Cogema Stone and Webster. The purpose of the meeting was to obtain licensee input on potential operational impacts of implementation of the ICMs for NRC consideration and to answer the licensees' questions about the interpretation and implementation of the ICMs.

Staff Participates in Interagency Steering Committee on Radiation Standards Meeting

On July 9, 2002, the Interagency Steering Committee on Radiation Standards (ISCORS) held its annual public meeting at Nuclear Regulatory Commission (NRC) Headquarters (the public meeting is one of four meetings held each year). A member of the Office of Nuclear Material Safety and Safeguards management chaired the meeting, and other NRC staff participated. In addition, representatives from the Department of Energy, the Department of Defense, the Food and Drug Administration, the Department of Transportation, the Occupational Safety and Health Administration, the Environmental Protection Agency, and the States of Illinois and Pennsylvania participated. In this meeting, the group heard presentations from Dr. Roger Clarke of the International Commission on Radiological Protection (ICRP), and from Dr. Kevin Crowley of the National Research Council's Board on Radioactive Waste Management (the Board). Dr. Clarke reviewed the history of ICRP, and changes it is considering for its 1990 Recommendations in ICRP 60, and Dr. Crowley discussed recently completed Board studies, and those that are ongoing. ISCORS also received updates from each of its seven subcommittees. Before the ISCORS meeting, ICRP's Dr. Clarke made a more detailed presentation, to Federal agency staff, on revisions being considered for ICRP's Recommendations.

Staff Issues Draft Licensing Support Network Regulatory Guide for Comment

On July 2, 2002, the Division of Waste Management issued a Federal Register notice soliciting public comment on Draft Regulatory Guide DG-3022 (Proposed Revision 1 of Regulatory Guide 3.69), "Topical Guidelines for the Licensing Support Network." The draft guide is being developed to provide guidance acceptable to the Nuclear Regulatory Commission staff on the scope of documentary material that should be included in the Licensing Support Network, which is an electronic information system that is being designed and implemented to provide for the entry of and access to potentially relevant licensing information for a geologic repository for high-level radioactive waste. The public comment period ends September 30, 2002.

Revision to the TRUPACT-II Transportation Package Certificate of Compliance Supporting Shipments of Los Alamos National Laboratory Transuranic Waste to the Waste Isolation Pilot Plant

On July 5, 2002, the Nuclear Regulatory Commission issued an amendment, to the Model No. TRUPACT-II package, which will allow transportation of drums of high-activity transuranic waste from the Los Alamos National Laboratory to the Waste Isolation Pilot Plant site.

Revision to the Eco-Pak Liqui-Rad Transport Unit Package Certificate of Compliance to Support the Down-Blending of Surplus Highly Enriched Uranium

On July 5, 2002, the Nuclear Regulatory Commission issued an amendment to the Model No. Eco-Pak Liqui-Rad Transport Unit Package Certificate of Compliance. The amendment allowed a substitution of the insulating and impact-limiting foam. The Eco-Pak Liqui-Rad Transport Unit Package will be used to transport Uranyl Nitrate solutions derived from the down-blending of surplus highly enriched uranium for the Department of Energy.

July 12, 2002

ENCLOSURE B

Nuclear Security and Incident Response  
Items of Interest  
Week Ending July 12, 2002

Federal Emergency Management Agency E-Government Initiative

Staff from the Division of Incident Response Operations participated in the Federal Emergency Management Agency (FEMA) Disaster Management Use Case Workshop at FEMA Headquarters on July 9, 2002. The workshop was part of a series of meetings associated with the Disaster Management E-Government Initiative (FEMA is the managing sponsor). This workshop was attended by disaster management representatives from the partner agencies and focused on the disaster management business processes that could be associated with the E-government initiative.

Radiological Dispersal Device (RDD) Tabletop Exercise Meeting

The Division of Incident Response Operations (DIRO) and the Division of Industrial & Medical Nuclear Safety (IMNS) participated with representatives of the Department of Energy (DOE) in a radiological dispersal device (RDD) tabletop exercise planning meeting at NRC Headquarters on July 9, 2002. The NRC's emergency exercise program to address potential terrorist events will include an interagency tabletop exercise to examine responsibilities of the respective agencies for RDD-type events. The meeting purpose was to discuss the potential for DOE assistance and participation in a RDD tabletop exercise. DOE representatives discussed their current program of DOE and Federal Bureau of Investigation (FBI) co-sponsored tabletop exercises related to terrorist events involving weapons of mass destruction. Meeting attendees concluded that the DOE/FBI tabletop exercises, with modification, would be appropriate for use by NRC. DOE representatives agreed to assist in the development and conduct of the NRC tabletop exercise. DIRO, in coordination with IMNS, will support development of the scenario and related materials with DOE.

Domestic Threat Response and Incident Management PCC

On July 9, 2002, representatives of the Office of Nuclear Security and Incident Response attended the Office of Homeland Security Domestic Threat Response and Incident Management Policy Coordination Committee (PCC) meeting. Discussion topics included a periodic threat update and presentations by representatives of the Technology Support Working Group and the Defense Threat Reduction Agency on modeling and simulation techniques.

Preliminary Notifications

1. PNO-IV-02-35, Swedish Medical Center, MEDICAL MISADMINISTRATION.

Chief Information Officer  
Items of Interest  
Week Ending July 12, 2002

Freedom of Information and Privacy Act Requests received during the period of  
July 5, 2002 through July 11, 2002:

Daily Power Reactor Status reports, 5-18-2002 through 7-7-2002 (or current date) (FOIA/PA-2002-0325)

Commissioner Merrieffield's contract/work agreement with NRC (FOIA/PA-2002-0326)

OI Report 1-2001-015 (FOIA/PA-2002-0327)

IMPAC listing (FOIA/PA-2002-0328)

Daily Plant Status Reports, January 1 - June 20, 2002 (FOIA/PA-2002-0329)

MLTS, active and retired facilities (FOIA/PA-2002-0330)

Radioactive material, lost or stolen, from Three Mile Island, Peach Bottom, York Hospital, and Memorial Hospital, York, PA (FOIA/PA-2002-0331)

July 12, 2002

ENCLOSURE G

Office of Human Resources  
Items of Interest  
Week Ending July 12, 2002

HR/HRD Staff Member Participates in Development of the IAEA Web-Based Training Project

From June 3-7, 2002, an Instructional Systems Specialist in the Office of Human Resources, HRD staff, was invited to serve as a consultant to the International Atomic Energy Agency in Vienna, Austria. The IAEA is currently involved in a project to develop distance learning material in radiation protection. She advised the Agency on the approaches and tools to be used for developing distance learning material in radiation protection. Also, she currently coordinates several NRC web-based training (WBT) projects with HR, Research, and NRR, and has presented WBT strategies to staff at the Technical Training Center (TTC) in Chattanooga, TN.

<b>Arrivals</b>		
BROWN, Carol	SECRETARY	NRR
CLAY, James	SECRETARY (TL/OA)	RIII
COYNE, Kevin*	OPERATIONS ENGINEER	NRR
ESKINS, Douglas	REACTOR ENGINEER	RIII
GABRIEL, Sandra	HEALTH PHYSICIST (TERM APPOINTMENT)	RI
GREEN, Fredrick	NUCLEAR SAFETY INTERN	NSIR
HEALY, Shawn	PERSONNEL SECURITY	ADM
MUSICO, Bruce	EMERGENCY PREPAREDNESS SPECIALIST	NRR
RIVERA-VARONA, Aida	NUCLEAR SAFETY INTERN	NRR
SALOMON, Arthur	RESEARCH STATISTICIAN	RES
WILLIAMSON, Alicia	NUCLEAR SAFETY INTERN	NRR
<b>Departures</b>		
ARONSON, Laurence	AUDIOVISUAL PRODUCTION SPECIALIST	ADM
ROSE, Carol	BRANCH CHIEF	OCFO

\*Transferring from RIII



Office of Public Affairs  
Items of Interest  
Week Ending July 12, 2002

Media Interest

The Senate vote on Yucca Mountain prompted many inquiries from reporters about the role NRC will play in determining the suitability of the site for a high-level waste repository.

There was media interest in Chairman Meserve's July 9 response to questions asked by Congressman Edward Markey regarding the Davis-Besse nuclear plant.

<b>Press Releases</b>	
<b>Headquarters:</b>	
02-081	NRC Advisory Committee on Nuclear Waste To Meet in Rockville, Maryland, on July 23-25, 2002
<b>Regions:</b>	
III-02-040	NRC Announces New Senior Resident Inspector at Braidwood Nuclear Power Station
III-02-041	NRC Names New Resident Inspector at Point Beach
III-02-042	NRC Oversight Panel to Hold Two Meetings in Oak Harbor, Ohio, on Davis-Besse Reactor Vessel Head Damage
III-02-043	NRC Oversight Panel to Hold Two Meetings in Oak Harbor, Ohio, on Davis-Besse Reactor Vessel Head Damage

Office of the Secretary  
Items of Interest  
Week Ending July 12, 2002

Document Released to Public	Date	Subject
<b>Information Papers</b>		
1. SECY-02-0123	07/03/02	SECY-02-0123 Weekly Information Report - Week Ending June 28, 2002
2. SECY-02-0115	06/27/02	Effectiveness and Efficiency Plan for Power Uprates
<b>Memoranda</b>		
1. M020626A/B	07/11/02	Staff Requirements - All Employees Meetings

Commission Correspondence

1. Letter to Congress dated July 3, 2002, provides the April report on the status of NRC's licensing and regulatory duties.
2. Letter to Dario Herrera, Chairman, Board of County Commissioners, Las Vegas, Nevada, dated July 3, 2002, concerns the May 21-23, 2002, public meetings held in Las Vegas, on NRC's Draft Yucca Mountain Review Plan.
3. Letter to Gray Davis, Governor of California, dated July 2, 2002, concerns the NRC's State Liaison Officer program.
4. Letter to Senator Hillary Rodham Clinton dated June 28, 2002, provides response to request for confirmation that the interim security measures imposed by Order on February 25, 2002, are still in place.

Federal Register Notices Issued

1. Advisory Committee on Nuclear Waste Meeting on Planning and Procedures - Notice of Meeting.
2. Advisory Committee on Nuclear Waste 136th Meeting, July 23-25, 2002, Rockville, MD.

Region I  
Items of Interest  
Week Ending July 12, 2002

Indian Point Unit 2 (IP2)

The NRC Augmented Problem Identification & Resolution Inspection Team completes its on- site inspection work July 12<sup>th</sup>. The team will hold an exit meeting with Entergy in a couple of weeks.

As part of the Region I IP2 outreach program for external stakeholders, the NRC IP2 Special Project Director is in the IP2 area this week and contacting local office staff members for Senator Schumer and Congresswomen Kelly and Lowey; the Cordlandt Township Supervisor; and the Rockland County Executive.

July 12, 2002

ENCLOSURE P

Region II  
Items of Interest  
Week Ending July 12, 2002

Regional Administrator Attends NRC Diversity Day Program

On July 11, 2002, the Regional Administrator participated in the Annual NRC Diversity Day Program held in Headquarters.

Framatome ANP, Inc. Licensee Performance Review (LPR) Meeting

On July 8, 2002, the Director, Division of Nuclear Materials Safety (DNMS), and Chief, Fuel Facilities Branch, DNMS held a management meeting with Framatome in Lynchburg, VA. The purpose of the meeting was to discuss the licensee's performance over the past year.

Carolina Power and Light Company - H. B. Robinson Management Meeting

On July 10, representatives from Carolina Power and Light Company were in the Regional Office to participate in a management meeting. The purpose of the meeting was to discuss plant performance and upcoming outage activities.

Office of the Chief Financial Officer - Cost Management Presentation

On July 10, 2002, a representative from the Office of the Chief Financial Officer, gave a presentation to regional managers and supervisors on cost management reports and the type of information available for use in planning and monitoring resource expenditures.

Financial Assurance Training

On July 11, 2002, the Office of Nuclear Material Safety and Safeguard, Division of Waste Management provided Financial Assurance Training to the Region II Office Materials Licensing Branch. This will aid in the Region's processing and control of these type documents.

Statewide Radiological Emergency Preparedness Workshop

On July 10-11, 2002, the Regional State Liaison Office participated in the Statewide Radiological Emergency Preparedness workshop and conference with representatives from the State of Florida. Topics of discussion included the NRC and FEMA emergency preparedness processes.

Office of Congressional Affairs  
 Items of Interest  
 Week Ending July 12, 2002

**CONGRESSIONAL HEARING SCHEDULE, NO. 61**

OCA Contact	DATE & PLACE	TIME	WITNESS	SUBJECT	COMMITTEE
Keeling	07/15/02 345 CHOB	1:00	Tom Ridge, Director, Office of Homeland Security	Department of Homeland Security	Reps. Armey/Pelosi Select Homeland Security
Keeling	07/16/02 345 CHOB	TBA	Cabinet Secretaries	Department of Homeland Security	Reps. Armey/Pelosi Select Homeland Security
Combs	07/16/02 2154 RHOB	3:00	TBA	EPA Elevation to Cabinet Status	Reps. Ose/Tierney Energy Policy, Natural Resources and Regulatory Affairs Government Reform
Keeling	07/17/02 345 CHOB	TBA	Committee Chairmen and Ranking Members	Department of Homeland Security	Reps. Armey/Pelosi Select Homeland Security
Combs	07/18/02 SD-366	9:30	TBA	U.S. Technology Transfer Programs for Energy Efficiency, Nuclear, Fossil, and Renewable Energy	Senators Bingaman/Murkowski Energy and Natural Resources

July 12, 2002

ENCLOSURE R