

# INFORMATION REPORT

June 12, 2009

SECY-09-0088

For: The Commissioners

From: Vonna L. Ordaz  
Assistant for Operations  
Office of the Executive Director for Operations

Subject: WEEKLY INFORMATION REPORT - WEEK ENDING  
JUNE 5, 2009

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\*No input this week.

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Office of Nuclear Reactor Regulation (NRR)  
Items of Interest  
Week Ending June 5, 2009

Nine Mile Point Unit 2 Extended Power Uprate (EPU) Application

By application dated May 27, 2009, the licensee requested a 15% EPU for Nine Mile Point Unit 2. The application requests NRC approval in 18 months with implementation upon startup from the Spring 2012 refueling outage. NRC's standard review time for an EPU is 12 months after NRC's acceptance of the application. The NRC staff will be conducting an acceptance review of the application.

Electric Power Research Institute (EPRI) - Performance Demonstration Initiatives (PDI) Meetings

On May 27 and 28, 2009, the staff met with representatives of the EPRI-PDI. These meetings are conducted semi annually to discuss EPRI-PDI's implementation of the requirements of the American Society of Mechanical Engineers (ASME) Code for ultrasonic testing (UT) qualifications and other UT issues of mutual interest. The staff aggressively pursued EPRI-PDI for improvements of flaw sizing accuracy and addressing conflicts and omissions of UT ASME Code qualifications. Action items were identified for evaluation, development, and resolution as appropriate. These action items will be topics of discussion at future meetings.

Proposed Rulemaking Pertaining to 10 CFR 50.55a, Codes and Standards

On June 2, 2009, NRC published a *Federal Register* Notice for a proposed rule (74 FR 26303) to amend § 50.55a of Title 10 of the Code of Federal Regulations (10 CFR 50.55a), "Codes and Standards," Incorporate by Reference of American Society of Mechanical Engineers (ASME) Boiler and Pressure Vessel Code Cases. This proposed rule would amend the NRC's regulations to incorporate by reference the latest revisions of the following two previously incorporated regulatory guides (RG) that approve code cases published by ASME, RG 1.84, "Design, Fabrication, and Materials Code Case Acceptability, ASME Section III," Revision 35, and RG 1.147, "Inservice Inspection Code Case Acceptability, ASME Section XI, Division 1," Revision 16. These incorporations by reference would supersede the incorporations by reference of RG 1.84, Revision 34, and RG 1.147, Revisions 15, respectively.

Issuance of the Renewed Operating License For Vogtle Electric Generating Plant, Units 1 and 2

On June 3, 2009, the operating licenses for Vogtle Electric Generating Plant, Units 1 and 2 were renewed authorizing operation for an additional 20 years. The new expiration dates are January 16, 2047 for Unit 1 and February 9, 2049 for Unit 2. The staff completed an on-time review as documented in the safety evaluation report, NUREG 1920 Volumes 1 and 2, issued in April 2009, and the supplemental environmental impact statement, NUREG 1437 Supplement 34, issued December 2008. The issuance of the Vogtle renewed license brings the total number of renewals to 54 reactor units.

Office of Federal and State Materials and Environmental Management Programs (FSME)  
Items of Interest  
Week Ending June 5, 2009

HI-STORM 100 Revision 6

A direct final rule entitled, "List of Approved Spent Fuel Storage Casks: HI-STORM 100 Revision 6," was published in the *Federal Register* on June 2, 2009 (74 FR 26285). The companion proposed rule was published at 74 FR 26310. The direct final rule amends Part 72 by revising the Holtec International HI-STORM 100 dry cask storage system listing in 10 CFR 72.214 to include Amendment No. 6 to Certificate of Compliance Number 1014. The cask amendment will allow holders of power reactor operating licenses to load spent fuel in the HI-STORM 100 cask system under revised conditions. The final rule is effective August 17, 2009, unless significant adverse comments are received by July 2, 2009.

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ENCLOSURE D

Office of Nuclear Regulatory Research (RES)  
Items of Interest  
Week Ending June 5, 2009

NRC, the U.S. Department of Energy (DOE), and the National Institute of Standards and Technology (NIST) Participated in Nuclear Engineering Standards Coordination Collaborative (NESCC) with Representatives of Standards Developing Organizations and Nuclear Industry

On June 1, 2009, NRC staff joined NIST and DOE staff in a meeting with representatives of standards developing organizations and nuclear industry representatives at the NIST campus. The purpose of this meeting was to adopt the charter for the NESCC, a panel established under the sponsorship and coordination of the American National Standard Institute and NIST. The NESCC will provide a cross-stakeholder forum to facilitate and coordinate the timely identification, development, and revision of standards for the design, operation, development, licensing, and deployment of nuclear power plants. Participation in NESCC is open to all stakeholders that represent standards-developing organizations, consortia and other forums, industry, government, and consumers.

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ENCLOSURE E

Office of Administration (ADM)  
Items of Interest  
Week Ending June 5, 2009

Office of the Chief Financial Officer (OCFO) Organizational Assessment

On May 20, 2009, as a result of a competitive acquisition under the General Services Administration (GSA) Federal Supply Schedule, a labor-hour delivery order (DR-09-09-326) was awarded to Ernst and Young, LLC of Washington, D.C., in support of the OCFO with an organizational assessment to provide assistance and expertise for determining OCFO best practices. The period of performance is May 20, 2009, through September 20, 2009, with one option for one additional month. The total value is \$519,607.42, including options.

Potassium Iodine Tablets

On May 28, 2009, as a result of a competitive acquisition, a requirements-type contract (NRC-NRC-09-09-0137) was awarded to Anbex, Inc., of Williamsburg, Virginia, for potassium iodine tablets for the Office of Nuclear Safety and Incident Response. The period of performance is from June 8, 2009, through June 7, 2010. The total value of the contract is \$2,260,800.00.

Technical Assessment of NRC's Audiovisual, Teleconference and Video Distribution Systems

On May 28, 2009, a time and materials contract (NRC-10-09-418) was awarded under the 8(a) provisions of the Small Business Act, to Government Systems, Inc., of Alexandria, Virginia. The contractor will provide a technical assessment of the NRC's audiovisual, video teleconference and video distribution systems. The contract is effective from June 1, 2009, through September 14, 2009. The total value of the contract is \$128,684.00.

Information Technology (IT) Research and Advisory Subscription Services

On May 28, 2009, as a result of a non-competitive acquisition under the GSA Federal Supply Schedule, a fixed-price delivery order, NRC-DR-33-09-385, was awarded to Gartner, Inc., of Arlington, Virginia, for IT research and advisory subscription services. The contractor will provide research and advisory services concerning the latest developments in IT and security and emerging IT trends to the agency's primary information officers. The period of performance is 1 year, from June 1, 2009, through May 31, 2010. The total price of the delivery order is \$179,092.50.

Computer Facilities Operations Support Center

On May 29, 2009, as a result of a competitive negotiated GSA Federal Supply Schedule acquisition, a labor-hour type delivery order, NRC-33-09-302, was awarded to Ruland Associates Inc., of Charles Towne, West Virginia, to provide computer facilities operations support services to the Office of Information Services. The base period of the delivery order is from June 1, 2009, through May 31, 2012, with two 1-year options. The total value of the contract, with options, is \$4,648,752.00.

Incorporation by Reference of Regulatory Guide (RG) 1.84, Revision 35, and Regulatory Guide 1.147, Revision 16, Into 10 CFR 50.55a; Proposed Rule (10 CFR Part 50) (RIN 3150-AI37, NRC-2008-0014)

On June 2, 2009, the NRC published a document (74 FR 26310) in the *Federal Register* proposing to amend its regulations to incorporate by reference the latest revisions of two RGs that would approve new and revised code cases published by the American Society of Mechanical Engineers (ASME). These are RG 1.84, "Design, Fabrication, and Materials Code Case Acceptability, ASME Section III," Revision 35, and RG 1.147, "Inservice Inspection Code Case Acceptability, ASME Section XI, Division 1," Revision 16. This action would allow the use of the code cases listed in these RGs as alternatives to requirements in the ASME Boiler and Pressure Vessel Code regarding the construction and inservice inspection of nuclear power plant components. Concurrent with this action, the NRC is publishing a notice of the issuance and availability of the RGs in the *Federal Register*. The comment period for this proposed rule expires August 17, 2009.

List of Approved Spent Fuel Storage Casks: HI-STORM 100 Revision 6; Direct Final Rule (10 CFR PART 72) (AI60, NRC-2009-0132)

On June 2, 2009, the NRC published a direct final rule (74 FR 26285) in the *Federal Register* that amends its spent fuel storage regulations by revising the Holtec International HI-STORM 100 dry cask storage system listing within the "List of Approved Spent Fuel Storage Casks" to include Amendment No. 6 to Certificate of Compliance (CoC) Number 1014. Amendment No. 6 modifies the CoC to add instrument tube tie rods used for pressurized water reactor 15x15 and 17x17 fuel lattices, for both intact and damaged fuel assemblies, to the approved contents of the MPC-24, MPC-24E, MPC-24EF, MPC-32, and MPC-32F models; it also corrects legacy editorial issues in Appendices A and B Technical Specifications. The direct final rule becomes effective August 17, 2009, unless significant adverse comments are received by July 2, 2009.

On June 2, 2009, the NRC published the companion proposed rule (74 FR 26310) to this direct final rule in the *Federal Register*. The comment period closes July 2, 2009.

Office of Information Services (OIS)  
Items of Interest  
Week Ending June 5, 2009

Nuclear Information and Records Management Association's (NIRMA) Spring Meeting

On May 27, 2009, staff participated in NIRMA's Regulations and Information Management Business Unit (RIMBU) Spring Meeting. The two main topics of discussion were the final review of NIRMA's Technical Guideline (TG)-15, Management of Electronic Records, and a discussion regarding a NIRMA position paper on Portable Document Format Archive. Other items on the agenda included an NRC update on records related activities and how RIMBU should approach getting endorsement of the updated TGs.

Controlled Unclassified Information (CUI) Council - Working Group

On May 28, 2009, staff participated in a working group of the CUI Council at the National Archives and Records Administration (NARA), which is the Executive Agency for implementing the Federal-wide CUI framework. The purpose of the meeting was to discuss and further develop Version 2 of the strawman for CUI Markings. The chairman of the CUI Council, who is responsible for implementing Federal policy for classified national security information, began the meeting with an explanation of why the marking requirements for CUI are more stringent than most agencies expected. Portion markings will also be required within a CUI document so that paragraphs or sections that contain CUI will be easily identified.

Records Administration Conference

On May 28, 2009, staff attended the 2009 Records Administration Conference, sponsored by NARA, in Washington, DC. Current collaboration tools were explored under the theme, "Collaborating Across Boundaries: Government Records and Social Media." Speakers provided an overview of these technologies, insight into their implications and possibilities for Federal agencies, and case studies from the Internal Revenue Service, the U.S. Geological Survey, the Centers for Disease Control and Prevention, and six intelligence agencies.

2009 Management of Change (MOC) Conference

On May 31 - June 2, 2009, staff attended the 2009 MOC Conference in Norfolk, Virginia, which was sponsored by the American Council for Technology and the Industry Advisory Council. The theme was Charting a Course for Transformation. MOC has brought together government and industry leaders for more than a quarter of a century to share knowledge, collaborate, and develop actionable technology management strategies. The conference focused President Obama's commitment to bringing an integrated approach to IT in government. Both Vivek Kundra, the Federal Chief Information Officer, and Aneesh Chopra, the Federal Chief Technology Officer, spoke.

Office of Management and Budget's Approval of 10 CFR Parts 50 and 52, "Consideration of Aircraft Impacts for New Nuclear Power Reactors"

On June 2, 2009, the Information and Records Services Division received the Office of Management and Budget's approval for 10 CFR Parts 50 and 52, "Consideration of Aircraft Impacts for New Nuclear Power Reactors," Final Rule. The final rule will amend regulations to require applicants for new nuclear power reactors to perform a design-specific assessment of the effects of the impact of a large commercial aircraft.

Freedom of Information Act (FOIA) and Privacy Act (PA) Requests Received During the Period of May 29, 2009 through June 4, 2009:

I.M.P.A.C. card holder list with organization code, address, and phone numbers	FOIA/PA-2009-0178
Reactor Oversight Process, inspection activities and regulatory violations at nuclear power plants, 1994 - 2008	FOIA/PA-2009-0179
Investigation conducted by NRC IG into the actions and negotiations of former Commissioner Jeffrey Merrifield to obtain post NRC employment as VP of Shaw Group Inc., all records including referral to Department of Justice	FOIA/PA-2009-0180
OIG investigation on named individual, Closed December 24, 2008	FOIA/PA-2009-0181
Crown Paper Co. (d.b.a. Crown Vantage), 100 Island Avenue, Parchment, Michigan, 1985-2002, any files related to NRC inspections	FOIA/PA-2009-0182
Licensed nuclear radiation device handlers in the U.S. including contact name, facility, name title, full address, phone number, email address, electronic file	FOIA/PA-2009-0183
Allegation NRR-1999-A-0062, including all correspondence between named individual and NRC	FOIA/PA-2009-0184
Robert (Bob) F. McDonnell or his office, all records 1989 - 2009; FOIA requests from January 01, 2004, regarding Robert F. McDonnell	FOIA/PA-2009-0185
Decommissioning of NRC regulated power reactors, research reactors, and/or nuclear materials facilities, all communications between NRC and OMB, January 01, 2004, to October 31, 2008	FOIA/PA-2009-0186
Contracts between NRC and security contractors excluding Federal Protective Services (FPS), collective bargaining agreements made between unions for security personnel and contractors (excluding FPS) for NRC	FOIA/PA-2009-0187

Office of Human Resources (HR)  
Items of Interest  
Week Ending June 5, 2009

<b>Arrivals</b>		
Akhavannik, Huda	Student Engineer (Co-Op)	NMSS
Battle, Stephanie	Student Clerk	NSIR
Blair, Michael	Management Analyst	OIG
Carrington, Kenya	Student Engineer	RIII
Chazell, Russell	General Engineer (NSPDP)	NRO
Cole, Levar	Senior Management Analyst	OIG
Cozens, Ian	General Engineer (NSPDP)	NRO
D'Agostino, Thomas	Student Engineer	ACRS
DiMeglio, Aniello Francesco	Project Manager	NRR
Eastman, David	Student Clerk	RES
Farina, Thomas	Operations Engineer	RIV
Fuller, Jeffrey	Student Engineer (Co-Op)	RI
Gran, Zachary	Student Scientist	NRO
Greives, Jonathan	Project Engineer	RI
Hiser, Matthew	Student Engineer (Co-Op)	RES
Lapp, Andrew	Student Personnel Security Assistant	ADM
LeMay, Matthew	Student Engineer	RIII
Macatangay, Jose	Health Physicist	RIII
Nelson, David	Senior Project Manager	NRR
Siegfried, Cameron	Criminal Investigator	OIG
Solomon, Fenan	Student Public Affairs Trainee	OPA
Teal, Charles	Operations Systems Engineer (Emergency Res Officer)	NSIR
Wagner, Paige	Senior Budget Analyst	CFO
Zare, David	Student Clerk	NRR
<b>Retirements</b>		
Abbott, Carol	Senior Program Analyst	NRR
Blanton, Jimmy	Senior Information Management Analyst	OIS
Dancer, David	Project Engineer (Materials)	NMSS
Muschette, Chandra	Program Assistant	ADM

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ENCLOSURE J

<b>Departures</b>		
Coleman, Patricia	Secretary (OA)	RIV
Cornelius, Danielle	Secretary (OA)	OIS
DiPalo, Anthony	Project Manager	NMSS
Johnson, Matthew	Technical Assistance Project Manager	NRR
Lamastra, Michael	Senior Project Manager	NMSS
Sihag, Christine	Senior Policy Analyst	ADM
Teal, Susan	Secretary (OA)	RII

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ENCLOSURE J

Office of Public Affairs (OPA)  
Items of Interest  
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OPA Received Significant Media Inquiries on the Following

Commission's recent order regarding the Massachusetts Attorney General's challenge involving the license renewal application for the Pilgrim Nuclear plant in Massachusetts and the Vermont Yankee plant in Vermont

Recent inspection at the Vermont Yankee nuclear power plant near Brattleboro, Vermont

The restart and return to service of the Indian Point nuclear power plant's Unit 3 reactor, north of New York City, after a series of shutdowns and repairs during previous week

Government Printing Office accidentally released sensitive information on NRC-licensed facilities

Issues with public accessible satellite images of nuclear plants on the internet

Radioactively contaminated scrap metal in cheese graters and other consumer goods

Petitions filed by a coalition of citizen groups oppose to relicensing of the Oyster Creek nuclear plant in New Jersey

Other Public Affairs Items

OPA supported two public meetings on the proposed changes in the emergency preparedness requirements.

<b>Press Releases</b>	
<b>Headquarters:</b>	
09-098	NRC'S Daniel Hugo Fruchter to Receive Arthur S. Flemming Award for Legal Achievement (6/1)
09-099	Licensing Board to Hear Oral Arguments June 10-11 in Granbury, Texas, on Comanche Peak New Nuclear Reactor Application (6/1)
09-100	NRC Providing Web-Based Access to June 4 Meeting on Updated Reviews for Research Reactor License Renewal (6/2)
09-101	NRC Extends Public Comment Period on Proposed Rule Amending Emergency Preparedness Requirements for Licensed Nuclear Facilities (6/2)
09-102	NRC Renews Operating Licenses for Vogtle Nuclear Power Plants for an Additional 20 Years (6/3)
09-103	NRC Issues Final Environmental Report on Uranium Recovery Operations, Announces Change in Review Approach (6/4)
09-104	NRC Issues Safety Evaluation Report for the Prairie Island Nuclear Plant License Renewal Application (6/4)

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ENCLOSURE M

Office of the Secretary (SECY)  
Items of Interest  
Week Ending June 5, 2009

Document Released to Public	Date	Subject
<b>Decision Documents</b>		
1. SECY-09-0065	04/23/09	Proposed Agreement Between the State of New Jersey and the Commission Pursuant to Section 274 of the Atomic Energy Act of 1954, As Amended
2. SRM-SECY-09-0065	05/18/09	(same)
Commission Voting Record on SECY-09-0065	05/18/09	(same)
<b>Information Papers</b>		
1. SECY-09-0083	06/02/09	Weekly Information Report – Week Ending May 22, 2009
<b>Memoranda</b>		
1. M090514	06/01/09	Staff Requirements Memorandum – Briefing on the Results of the Agency Action Review Meeting
2. M090604B	06/04/09	Staff Requirements – Affirmation Session: I. SECY-09-0025 – Entergy Nuclear Generation Co. and Entergy Nuclear Operations, Inc. (Pilgrim Nuclear Power Station) Entergy Nuclear Vermont Yankee, LLC, and Entergy Nuclear Operations, Inc. (Vermont Yankee Nuclear Power Station); II. SECY-09-0040 - Entergy Nuclear Generation Co. and Entergy Nuclear Operations, Inc. (Pilgrim Nuclear Power Station)
3. M090527B	06/05/09	Staff Requirements – Briefing on Internal Safety Culture

Commission Correspondence

1. Letter to Congress, dated May 27, 2009, provides NRC's FY 2010 Performance Budget.
2. Letter to Congress, dated May 16, 2009, provides NRC's FY 2008 Report to Congress on Abnormal Occurrences.

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ENCLOSURE O

Federal Register Notices Issued

1. Establishment of Atomic Safety and Licensing Board, PPL Bell Bend, LLC (Bell Bend Nuclear Power Plant).
2. Nuclear Energy Institute; Notice of Receipt of Petition for Rulemaking, 10 CFR Part 70, Docket No. PRM-70-8; NRC-2009-0184.
3. Report to Congress on Abnormal Occurrences, Fiscal Year 2008, Dissemination of Information.
4. Atomic Safety and Licensing Board Panel, Notice and Order (Regarding Oral Argument), South Texas Project Nuclear Operating Company (South Texas Project Units 3 and 4).
5. Final rule: Consideration of Aircraft Impacts for New Nuclear Power Reactors, 10 CFR Parts 50 and 52.

Region IV (RIV)  
Items of Interest  
Week Ending June 5, 2009

Callaway End-Of-Cycle Assessment Meeting

On June 4, 2009, staff conducted a public meeting in Fulton, Missouri, to discuss the NRC's annual performance assessment for the Callaway Plant and to allow members of the community to ask questions and provide comments regarding the plant. Approximately 20 people attended the meeting including AmerenUE Company officials, employees of the state of Missouri, and three members from the Missouri State Legislature. One State representative read a prepared statement given to her by the public interest group, the Missouri Coalition for the Environment, questioning NRC actions in response to concerns raised about an October 2003. Also, one local newspaper reporter covered the meeting.

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ENCLOSURE P

Office of Congressional Affairs (OCA)  
 Items of Interest  
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CONGRESSIONAL HEARINGS SCHEDULE, NO. 12					
OCA Contact	Date & Place	Time	Committee	Subject	Witnesses
Decker	06/02/09 124 DSOB	10:15	Senate Appropriations Committee Energy and Water Development Subcommittee (Senator Dorgan / Bennett)	Proposed Fiscal 2010 Appropriations for Programs Under its Jurisdiction, Including the National Nuclear Security Administration	<ul style="list-style-type: none"> <li>Thomas P. D'Agostino, Undersecretary of Energy for Nuclear Security and Administrator, National Nuclear Security Administration</li> </ul>
Riley	06/02/09 366 DSOB	2:15	Senate Energy and Natural Resources Committee (Senator Bingaman / Murkowski)	Confirmation Hearing on Pending Nominations: <ul style="list-style-type: none"> <li>- Catherine Radford Zoi, to be Assistant Secretary of Energy for Energy Efficiency and Renewable Energy</li> <li>- William F. Brinkman to be Director, Office of Science, Energy Department; and Anne Castle, to be Assistant Secretary of the Interior for Water and Science</li> </ul>	<ul style="list-style-type: none"> <li>N/A</li> </ul>
Decker	06/04/09 366 DSOB	9:30	Senate Energy and Natural Resources Committee (Senator Bingaman / Murkowski)	Mark up Draft Comprehensive Energy Policy Legislation, Focusing on Building Efficiency and the Establishment of a Renewable Electricity Standard	<ul style="list-style-type: none"> <li>N/A</li> </ul>