

INFORMATION REPORT

September 26, 2013

SECY-13-0103

For: The Commissioners

From: Reginald W. Mitchell
Assistant for Operations
Office of the Executive Director for Operations

Subject: WEEKLY INFORMATION REPORT - WEEK ENDING
SEPTEMBER 13, 2013

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Reginald W. Mitchell
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Contact:
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**Office of Administration (ADM)
Items of Interest
Week Ending September 13, 2013**

**Proposed Waste Confidence Rule and Draft Generic Environmental Impact Statement:
Public Meetings; 10 CFR Part 51 (RIN 3150-AJ20; NRC-2012-0246)**

On September 6, 2013, the NRC published a document in the *Federal Register* ([78 FR 54789](#)) that announced public meetings to discuss its forthcoming proposed amendments to the NRC's regulations pertaining to the environmental impacts of the continued storage of spent nuclear fuel beyond a reactor's licensed life for operation and prior to ultimate disposal (proposed Waste Confidence rule). In addition, the NRC's forthcoming draft generic environmental impact statement (DGEIS), NUREG-2157, "Waste Confidence Generic Environmental Impact Statement," that forms the regulatory basis for the proposed amendments will be discussed at the meetings. The NRC issued this notice in advance of the release of the proposed Waste Confidence rule and DGEIS in order to maximize public participation. The NRC plans to hold the public meetings in October and November of 2013 during a planned, 75-day public comment period for the proposed Waste Confidence rule and DGEIS.

**Revision of Fee Schedules; Fee Recovery for Fiscal Year 2013: Correcting Amendment;
10 CFR Part 170 (RIN 3150-AJ19; NRC-2012-0211)**

On September 9, 2013, the NRC published a document in the *Federal Register* ([78 FR 54959](#)), making a correcting amendment to a final rule published on July 1, 2013 ([78 FR 39461](#)), which amended the licensing, inspection, and annual fees charged to its applicants and licensees. The final rule inadvertently removed from a fee category description, the word "one," which is necessary to indicate the number of government-to-government consents included in this fee category. The correction was effective on September 9, 2013.

**In-Core Thermocouples at Different Elevations and Radial Positions in Reactor Core:
Petition for Rulemaking; Denial; 10 CFR Parts 50 and 52 (PRM-50-105; NRC-2012-0056)**

On September 12, 2013, the NRC published a denial of a petition for rulemaking in the *Federal Register* ([78 FR 56174](#)) submitted by Mark Leyse (the petitioner). The petitioner requested that the NRC require all holders of operating licenses for nuclear power plants to operate NPPs with in-core thermocouples at different elevations and radial positions throughout the reactor core to enable the operators to accurately measure a large range of in-core temperatures in the plants during steady-state and transient conditions. The NRC is denying the Petition for Rulemaking because: 1) there are no protection or plant control functions that utilize inputs from core exit thermocouples (CETs); 2) there is no operational necessity for more accurate measurement of temperatures throughout the core; 3) the petition provided inadequate justification of why precise knowledge of core temperature at various elevations and radial positions would enhance safety or change operator action; and 4) the NRC believes that, despite the known limitations of CETs, CETs are sufficient to allow plant operators to take timely and effective action in the event of an accident. The docket for this petition for rulemaking was closed on September 12, 2013.

Office of Nuclear Reactor Regulation (NRR)
Items of Interest
Week Ending September 13, 2013

Duane Arnold Energy Center, Issuance of Safety Evaluation for National Fire Protection Association Standard 805 (NFPA 805)

On September 10, 2013, the staff approved the Duane Arnold Energy Center (DAEC) license amendment to transition to National Fire Protection Association Standard 805 (NFPA 805). This is the first non-pilot plant to transition to the risk-informed, performance-based fire protection rule. As part of the implementation of NFPA 805, the licensee is making safety improvements to reduce the risk associated with a fire.

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ENCLOSURE B

Office of the Chief Human Capital Officer (OCHCO)
Items of Interest
Week Ending September 13, 2013

Arrivals		
NONE		
Retirements		
NONE		
Departures		
CAMACHO BONAPARTE, YAEL M	STUDENT IT ASSISTANT	CSO
NOAMAN, TARIQ A	MANAGEMENT ANALYST	OIG
STUART, DORA L	PROGRAM ANALYST	SBCR

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ENCLOSURE C

**Office of Information Services (OIS)
Items of Interest
Week Ending September 13, 2013**

**Freedom of Information Act (FOIA) and Privacy Act (PA) Requests and Appeals Received
During the Period of September 6, 2013 – September 12, 2013:**

Any correspondence to NRC from or on behalf of James (Jim) M. Rubens, and listed entities, from May 1983 to present	FOIA/PA-2013-0341
Any correspondence to NRC from or on behalf of Daniel S. Sullivan, from May 2006 to present	FOIA/PA-2013-0342
Freedom of Information Act Resource Guide/Handbook	FOIA/PA-2013-0343
Most recent copy of the Materials License Tracking System Database (active and retired facilities)	FOIA/PA-2013-0344
Specific documents regarding the Fort Calhoun Station	FOIA/PA-2013-0345

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ENCLOSURE D

**Office of the Secretary (SECY)
Items of Interest
Week Ending September 13, 2013**

Document Released to Public	Date	Subject
Decision Documents		
1. SECY-13-0063	6/12/13	Denial of Petition for Rulemaking PRM-50-105 Requesting Amendments Regarding In-Core Thermocouples at Different Elevations and Radial Positions Throughout the Reactor Core
SRM on SECY-13-0063	8/13/13	(same)
Voting Record for SECY-13-0063	8/13/13	(same)
Information Papers		
1. SECY-13-0096	9/11/13	Weekly Information Report – Week Ending August 30, 2013
Memoranda		
1. M130827	9/9/13	Staff Requirements – Briefing on the NRC's Construction Activities

Commission Correspondence

1. Letter to Representatives Darrell Issa; Devin Nunes; Tom McClintock; Doug LaMalfa; Ken Calvert; and Kevin McCarthy, dated September 5, 2013, responds to his letter regarding the NRC to take immediate steps to review the process employed during the San Onofre Nuclear Generating Station shutdown and proposed updated, transparent regulatory mechanisms to safely operate our nuclear plants.

Federal Register Notices

1. 10 CFR Part 32 Compatibility of Generally Licensed and Exempt Devices [Docket No. PRM-32-7; NRC-2012-0127].
2. Notice of Atomic Safety and Licensing Board Reconstitution; Strata Energy, Inc. (Ross In Situ Recovery Uranium Project) [Docket No. 40-9091-MLA, ASLBP No. 12-915-01-MLA-BD01].
3. Independent Spent Fuel Storage Installation Notice of Docketing of Amendment Request to Special Nuclear Materials License No. 2506 Containing Sensitive Unclassified Non-Safeguards Information [Docket No. 72-10; NRC-2013-0207].
4. Advisory Committee on Reactor Safeguards, Meeting of the ACRS Subcommittee on Materials, Metallurgy & Reactor Fuels, Notice of Meeting (9/19/2013, 1pm – 5pm).
5. 10 CFR Parts 50 and 52 In-Core Thermocouples at Different Elevations and Radial Positions in Reactor Core [Docket No. PRM-50-105; NRC-2012-0056].