

March 30, 2009

MEMORANDUM TO: R. W. Borchardt  
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS – SECY-09-0029 – REPORT TO  
CONGRESS ON ABNORMAL OCCURRENCES: FISCAL YEAR  
2008

The Commission has approved the Fiscal Year 2008 Abnormal Occurrence (AO) Report to Congress and the Congressional letters, subject to the changes and comments noted below.

Changes to the AO Report

1. On page ix, 1<sup>st</sup> full paragraph, revise line 1 to read ‘ ... criteria in a **Commission** policy statement ~~that the Commission~~ published ....’
2. On page 1, insert the following as a footnote or the starting paragraph: The following is a brief explanation of the outline numbering system used in this section of the report. Appendix A provides the specific criteria for determining when an event is an abnormal occurrence (AO) and provides the guidelines for reporting other events of interest which may not meet the AO criteria but which the Commission has determined should be in this report. Appendix A contains four major categories: I. For All Licensees, II. For Commercial Nuclear Power Plant Licensees, III. Events at Facilities Other Than Nuclear Power Plants and all Transportation Events, and IV. Other Events of Interest. Category IV events are discussed on Appendix C of the report and Categories I, II, and III are discussed in this section. The first 3 categories each contain significant subelements labeled A, B, C, and one category subelement goes to D. The following information will discuss each of the first 3 categories but will only discuss the specific subelement in each category which has an AO being reported. For example, item I only discusses subelement A. Also, the identification number for all Agreement State AO reports start with the letter “AS”. Similarly, the identification number for all NRC AO reports start with the letters “NRC”.
3. On page 2, 1<sup>st</sup> paragraph under Nature and Probable Consequences, revise lines 1 and 2 to read ‘ ... under the **United States Air Force (USAF)** Master ....’ In line 5, after the period, include the date the dose was administered.

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SECY Note: This SRM to be made publicly available 5 working days after dispatch of the report to Congress.

4. On Page 2, Cause(s) paragraph, revise lines 3 and 4 to read ‘... inspection is complete, still being conducted and the results are being evaluated for significance and potential regulatory action. The final report will be issued when the evaluation is complete review of this incident is ongoing.’
5. On page 4, paragraph 1 for event NRC08-02, revise line 2 to read ‘ ... provides in part ....’
6. On page 5, paragraph 1 for event NRC08-03, revise line 2 to read ‘ ... provides in part ....’
7. On page 6, paragraph 1 for event AS08-02, revise line 2 to read ‘ ... provides in part ....’
8. On page 7, paragraph 1 for event AS08-03, revise line 1 to read ‘ ... provides in ....’
9. On page 8, paragraph 1 for event AS08-04, revise line 1 to read ‘ ... provides in ....’
10. On page 9, delete event NRC08-04 from the AO report. This event at Geisinger Wyoming Valley Hospital (NRC08-04) does not meet the threshold for an AO and should not be included in the report to Congress.
11. On page 10, paragraph 1 for event NRC08-05, revise line 2 to read ‘ ... provides in ....’
12. On page 11, paragraph 1 for event NRC08-06, revise line 2 to read ‘ ... provides in ....’
13. On page 12, paragraph 1 for event AS08-05, revise line 1 to read ‘ ... provides in ....’
14. On page 15, footnote 7, revise line 1 to read ‘This section addresses initiation ....’
15. On page 16, item III.B.1., revise line 2 to read ‘ ... for an NRC-regulated ....’
16. On page 24, next to last paragraph, move the last 2 sentences up to follow the first sentence and revise to read ‘The events that led to this inspection began when a Peach Bottom security officer had videotaped ... at the station’s (former) power block ....’
17. On page 24, last paragraph, revise line 3 to read ‘ ... Plan. Following additional inspection, NRC determined ....’
18. On page 25, 1<sup>st</sup> full paragraph, delete sentences 1, 2, (NRC received 100 percent ... by the Bulletin.) and 5 (NRC has received ... subsequent RAIs.) Revise line 4 to read ‘ ... response to NRC Bulletin 2007-01, “Security Officer Attentiveness” the security Bulletin the NRC ....’
19. On page 25, 3<sup>rd</sup> full paragraph, revise line 1 to read ‘ ... NRC completed the evaluation of the OI report and related inspections, and took enforcement action against Exelon ; by issuing a ....’
20. On page 25, 1<sup>st</sup> paragraph under Indian Point Nuclear Station: New Sirens, revise line 2 to read ‘ ... Point operating license ....’ Revise line 6 to read ‘ with backup electrical power.’
21. On page 26, update the Indian Point Siren enforcement based on final Commission decision to indicate that enforcement actions are complete.
22. On page 26, 2<sup>nd</sup> full paragraph, delete the last sentence (The licensee’s ... and safety.)
23. On page 26, last paragraph, delete the last sentence (Final NRC ... are pending.)

24. On page 27, footnote 1, use a different reference than Wikipedia, perhaps WebMD or CDC.

Changes to the Congressional Letters

25. In Enclosure 2, revise the salutation in the letter to Joseph Biden to read "Dear Mr. President". In paragraph 2, revise lines 1 and 2 to read ' ... criteria in a **Commission** policy statement ~~that the Commission~~ published in the ....'

26. In enclosure 3, paragraph 2, revise lines 1 and 2 to read ' ... criteria in a **Commission** policy statement ~~that the Commission~~ published in the ....'

cc: Chairman Klein  
Commissioner Jaczko  
Commissioner Lyons  
Commissioner Svinicki  
OGC  
CFO  
OCA  
OPA  
Office Directors, Regions, ACRS, ASLBP (via E-Mail)  
PDR