

April 20, 2011

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

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

SUBJECT: STAFF REQUIREMENTS – SECY-11-0033 – PROPOSED NRC  
STAFF APPROACH TO ADDRESS RESOURCE CHALLENGES  
ASSOCIATED WITH REVIEW OF A LARGE NUMBER OF NFPA  
805 LICENSE AMENDMENT REQUESTS

The Commission has approved the staff's recommendation to increase resources for NFPA 805 LAR reviews, develop a staggered submittal and review process for these reviews, and submit a revision to the Enforcement Policy for Commission approval which would propose to extend enforcement discretion to correspond with the new LAR submittal dates; subject to the changes and comments below. The Commission expects the staff to submit a Commission paper addressing potential options for a proposed revision to the NFPA 805 Interim Enforcement Policy for Commission approval by April 29, 2011.

If the resource projections in SECY-11-0033 are impacted based on the recent events in Japan, the staff should provide the Commission with revised estimates, including any impact to targeted completion dates originally laid out in the SECY paper.

After completing the review of an initial set of LARs, the staff should aim for a review duration of approximately one year, while still conducting the reviews to the level of completeness and thoroughness required for the determination of adequate protection.

Until such time as the Commission's decision on the revisions to the Enforcement Policy is enshrined in a resultant Staff Requirements Memorandum, the current enforcement discretion should be extended.

In light of NRC's need to adjust resources, the staff should remain sensitive to resource needs for other planned activities having a direct bearing on safety. In this regard, resources should not be diverted from 10 CFR 50.69 license reviews.

The staff should notify the Commission if the re-assignment of staff from the Office of New Reactors to LAR reviews will delay the overall review schedules for any particular design certification or COL.

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