

IN RESPONSE, PLEASE  
REFER TO: M040511A

May 11, 2004

MEMORANDUM FOR: William D. Travers  
Executive Director for Operations

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

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 9:25 A.M.,  
TUESDAY, MAY 11, 2004, COMMISSIONERS' CONFERENCE  
ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND  
(OPEN TO PUBLIC ATTENDANCE)

I. SECY-04-0050 - Final Rule: Revision of 10 CFR 50.48 to Allow Performance-based Approaches Using National Fire Protection Association (NFPA) Standard 805, "Performance-based Standard for Fire Protection for Light Water Reactor Electric Generating Plants," 2001 Edition

The Commission approved a final rule, subject to the attached changes, amending 10 CFR 50.48 to allow performance-based approaches to meet fire protection requirements.

Following incorporation of these changes, the Federal Register notice should be reviewed by the Rules Review and Directives Branch in the Office of Administration and forwarded to the Office of the Secretary for signature and publication.

(EDO)

(SECY Suspense:

6/18/04)

The Commission also has approved publication of the notice of interim enforcement discretion related to this rulemaking in the Federal Register. The staff is encouraged to continue their focus and ensure that the associated implementation and inspection guidance for this rule is finalized in a timely manner so this effort is brought to closure.

Attachment: Changes to the Final Rule in SECY-04-0050

cc: Chairman Diaz  
Commissioner McGaffigan  
Commissioner Merrifield  
EDO  
OGC  
CFO  
OCAA  
OCA  
OIG  
OPA  
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)  
PDR

## **Change to the Final Rule in SECY-04-0050**

On page 18 of the Federal Register notice, the sentence beginning on line 6 should be revised to read:

“NFPA 805, Chapter 1, states the radioactive release performance criteria to maintain radiation release from the effects of fire suppression activities as low as reasonably achievable and not to exceed 10 CFR Part 20 limits.”