



[7590-01-P]

## NUCLEAR REGULATORY COMMISSION

[NRC-2013-0021]

### Quality Assurance Program Requirements (Operations)

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Regulatory guide; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is issuing a revision to Regulatory Guide (RG) 1.33, "Quality Assurance Program Requirements (Operations)." This RG describes methods that the staff of the NRC considers acceptable for managerial and administrative Quality Assurance (QA) controls for nuclear power plants during operations.

**ADDRESSES:** Please refer to Docket ID **NRC-2013-0021** when contacting the NRC about the availability of information regarding this document. You may access information related to this document, which the NRC possesses and is publicly available, using the following methods:

- **Federal Rulemaking Web site:** Go to <http://www.regulations.gov> and search for Docket ID **NRC-2013-0021**. Address questions about NRC dockets to Carol Gallagher; telephone: 301-492-3668; e-mail: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

- **NRC's Agencywide Documents Access and Management System (ADAMS):** You may access publicly available documents online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "[ADAMS Public Documents](#)" and then select "[Begin Web-based ADAMS Search](#)." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209,

301-415-4737, or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each document referenced in this notice (if that document is available in ADAMS) is provided the first time that a document is referenced. Revision 3 of Regulatory Guide 1.33, is available in ADAMS under Accession No. ML13109A458. The regulatory analysis may be found in ADAMS under Accession No. ML13109A459.

- **NRC's PDR:** You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

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## **SUPPLEMENTARY INFORMATION:**

### **I. Introduction**

The NRC is issuing a revision to an existing guide in the NRC's "Regulatory Guide" series. This series was developed to describe and make available to the public information such as methods that are acceptable to the NRC staff for implementing specific parts of the agency's regulations, techniques that the staff uses in evaluating specific problems or postulated accidents, and data that the staff needs in its review of applications for permits and licenses.

Revision 3 of RG 1.33 was issued with a temporary identification as Draft Regulatory Guide, DG-1300. This guide describes the methods that the NRC staff considers acceptable for complying with the provisions of regulations in § 50.34(b)(6)(ii), “Contents of applications; technical information” of part 50 of Title 10 of the *Code of Federal Regulations* (10 CFR), “Domestic Licensing of Production and Utilization Facilities,” and in § 52.79(a)(27), “Contents of applications; technical information in final safety analysis report,” of 10 CFR part 52, “Licenses, Certifications, and Approvals for Nuclear Power Plants.” Both sections require compliance with 10 CFR Part 50, Appendix B, “Quality Assurance Criteria for Nuclear Power Plants and Fuel Reprocessing Plants,” which, in part, requires the establishment of QA controls for the implementation of managerial and administrative controls to assure safe operation.

## **II. Additional Information**

DG-1300, was published in the *Federal Register* on February 4, 2013 (78 FR 7816) for a 60-day public comment period. The public comment period closed on April 1, 2013. Public comments on DG-1300 and the staff responses to the public comments are available under ADAMS Accession Number ML13109A467.

This regulatory guide is a rule as designated in the Congressional Review Act (5 U.S.C. 801-808). However, OMB has not found it to be a major rule as designated in the Congressional Review Act.

## **III. Backfitting and Issue Finality**

Issuance of this final regulatory guide does not constitute backfitting as defined in 10 CFR 50.109 (the Backfit Rule) and is not otherwise inconsistent with the issue finality provisions in 10 CFR Part 52. As discussed in the “Implementation” section of this regulatory guide, the NRC has no current intention to impose this regulatory guide on holders of current

operating licenses or combined licenses.

This regulatory guide may be applied to applications for operating licenses and combined licenses docketed by the NRC as of the date of issuance of the final regulatory guide, as well as future applications for operating licenses and combined licenses submitted after the issuance of the regulatory guide. Such action does not constitute backfitting as defined in 10 CFR 50.109(a)(1) or is otherwise inconsistent with the applicable issue finality provision in 10 CFR part 52, inasmuch as such applicants or potential applicants are not within the scope of entities protected by the Backfit Rule or the relevant issue finality provisions in part 52.

Dated at Rockville, Maryland, this 13<sup>th</sup> day of June, 2013.

For the Nuclear Regulatory Commission.

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