

May 8, 2000

Mr. James A. Hutton
Director-Licensing, MC 62A-1
PECO Energy Company
Nuclear Group Headquarters
Correspondence Control Desk
P.O. Box No. 195
Wayne, PA 19087-0195

SUBJECT: PEACH BOTTOM ATOMIC POWER STATION, UNITS 2 AND 3 -
COMPLETION OF LICENSING ACTION FOR GENERIC LETTER 99-02,
"LABORATORY TESTING OF NUCLEAR-GRADE ACTIVATED CHARCOAL"
(TAC NOS. MA5827 AND MA5828)

Dear Mr. Hutton:

On June 3, 1999, the U.S. Nuclear Regulatory Commission (NRC) issued Generic Letter (GL) 99-02, "Laboratory Testing of Nuclear-Grade Activated Charcoal," to all holders of operating licenses for nuclear power reactors, except those who have permanently ceased operations and have certified that fuel has been permanently removed from the reactor vessel.

The purpose of the GL was to:

- (1) Alert addressees that the NRC has determined that testing nuclear-grade activated charcoal to standards other than American Society for Testing and Materials (ASTM) D3803-1989, "Standard Test Method for Nuclear-Grade Activated Carbon," does not provide assurance for complying with the current licensing basis as it relates to the dose limits of General Design Criterion (GDC) 19 of Appendix A to Part 50 of Title 10 of the *Code of Federal Regulations* (10 CFR) and Subpart A of 10 CFR Part 100.
- (2) Request that all addressees determine whether their Technical Specifications (TS) reference ASTM D3803-1989 for charcoal filter laboratory testing. Addressees whose TS do not reference ASTM D3803-1989 should either amend their TS to reference ASTM D3803-1989 or propose an alternative test protocol and provide the information discussed in the requested actions.
- (3) Alert addressees to the staff's intent to exercise enforcement discretion under certain conditions.
- (4) Request that all addressees send the NRC written responses on the implementation of the actions requested in this GL.

In GL 99-02, the NRC staff established the following four groups of plants:

- (1) plants in compliance with their TS that test in accordance with ASTM D3803-1989,

- (2) plants in compliance with their TS that test in accordance with a test protocol other than ASTM D3803-1989,
- (3) plants not in compliance with their TS that test in accordance with ASTM D3803-1989, and
- (4) plants not in compliance with their TS that test in accordance with a test protocol other than ASTM D3803-1989.

By letter dated November 17, 1999, you provided the GL 99-02 response for Peach Bottom Atomic Power Station, Units 2 and 3. On November 17, 1999, you also submitted a request for a license amendment to change your TS to provide for testing as described in the GL. The NRC staff has reviewed your response and has concluded that you have provided the requested information and a TS change request in accordance with the GL. In addition, you have committed to test in accordance with ASTM D3803-1989 until your TS amendments are issued. Therefore, we consider GL 99-02 to be closed for your facility. The TS change will be reviewed as a separate, plant-specific action under TAC Nos. MA7300 and MA7301. We thank you for your prompt and complete response.

If you have any questions regarding this matter, please contact me at 301-415-1483.

Sincerely,

/RA/

Bartholomew C. Buckley, Senior Project Manager, Section 2
Project Directorate I
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket Nos. 50-277 and 50-278

cc: See next page

- (2) plants in compliance with their TS that test in accordance with a test protocol other than ASTM D3803-1989,
- (3) plants not in compliance with their TS that test in accordance with ASTM D3803-1989, and
- (4) plants not in compliance with their TS that test in accordance with a test protocol other than ASTM D3803-1989.

By letter dated November 17, 1999, you provided the GL 99-02 response for Peach Bottom Atomic Power Station, Units 2 and 3. On November 17, 1999, you also submitted a request for a license amendment to change your TS to provide for testing as described in the GL. The NRC staff has reviewed your response and has concluded that you have provided the requested information and a TS change request in accordance with the GL. In addition, you have committed to test in accordance with ASTM D3803-1989 until your TS amendments are issued. Therefore, we consider GL 99-02 to be closed for your facility. The TS change will be reviewed as a separate, plant-specific action under TAC Nos. MA7300 and MA7301. We thank you for your prompt and complete response.

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Bartholomew C. Buckley, Senior Project Manager, Section 2
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Docket Nos. 50-277 and 50-278

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Units 2 and 3

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