

September 21, 2000

Mr. R. J. Hovey, Vice President  
Turkey Point Plant  
Florida Power & Light Company  
9760 SW 344 St.  
Florida City, FL 33035

SUBJECT: FLORIDA POWER & LIGHT COMPANY, TURKEY POINT UNITS 3 & 4,  
REQUEST FOR EXCEPTION TO 10 CFR 50.4, WRITTEN COMMUNICATIONS

Dear Mr. Hovey:

This letter is in response to your August 8, 2000, letter in which you requested an exception allowing CD-ROM copies to be used instead of paper copies to meet the copy requirements under 10 CFR 50.30(a)(2), 51.55(a), and 2.101(a)(3). You also requested an exception allowing CD-ROMs instead of paper to meet the copy requirements under 10 CFR 50.4(b) and 10 CFR 50.4(c).

Subsequent to your August 8 letter, the license renewal application for Turkey Point Units 3 and 4 was submitted for acceptance review by letter dated September 8, 2000. This submittal provided one signed original of the application in paper format to the NRC Document Control Desk, 13 additional paper copies to the Document Control Desk, and one paper copy to the NRC Regional Administrator. A courtesy paper copy was also sent to the NRC Senior Resident Inspector for Turkey Point. The 41 paper copies required for the environmental review were also included. This submittal meets the requirements of 50.4(b)(3) and 51.55 (a).

We have reviewed your request and have determined that it will be acceptable to file CD-ROMs instead of paper for all sections cited above as exceptions allowed under 10 CFR 50.4(b). The broad language of 10 CFR 50.4 (b) covers all copy requests under part 50 and extends as well to the copy requirements in 10 CFR 51.55 because the environmental report required in that section is part of the license application.

Based on this determination, pursuant to 50.4 (b) and 50.4 (c), Florida Power & Light ("FPL") is hereby granted the following exceptions for the medium used for the "copies" of signed originals required by 10 CFR 50.4 (b)(2)(ii), 50.4 (b)(3) and 51.55(a):

1. Upon notification of docketing of the application, in accordance with the requirements of 10 CFR 50.4(b)(2)(ii), FPL is hereby granted approval to submit a signed original of the transmittal letter and 25 CD-ROM copies of applications for permits and licenses for facilities described in 10 CFR 50.21(b) or 50.22, and amendments to these applications to the Document Control Desk, U. S. Nuclear Regulatory Commission, Washington DC 20555-0001. The copies provided to the NRC Regional Administrator and to the NRC Resident Inspector located at the Turkey Point site, as required by 50.4(b)(2)(ii), were already provided as part of the September 8 submittals.

R. Hovey

-2-

2. FPL requested approval to provide CD-ROM copies to the chief executive of the local government in accordance with the provisions of 2.101(a)(3)(ii), and to Federal, State, and local officials in accordance with the provisions of 2.101(a)(3)(iii), 50.30(a)(2) and 51.55(a). Use of CD-ROM copies for these officials is acceptable to the NRC. However, prior to distributing CD-ROM copies to recipients other than the NRC, FPL should contact each recipient to determine if the CD-ROM is an acceptable alternative to the paper copy.
3. FPL is granted approval to submit one signed original and the same number of paper and CD-ROM copies as originally submitted for each document to meet the requirement to update the renewal application in accordance with the requirements of 10 CFR Parts 2, 50, 51, and 54.
4. With respect to copy requirements for retaining supporting information on site pursuant to 10 CFR 50.30 (a)(2) and 51.55 (a), FPL is hereby granted approval to maintain this information in the form of electronic files which, upon request, can be readily reproduced in paper or electronic form.

NRC currently accepts licensing documents submitted in CD-ROM formatted as normal Portable Document Files (PDF). PDF files are accessible using an Adobe Acrobat reader/browser, which should be supplied with the CD-ROMs.

As you are aware, the NRC is promoting Electronic Information Exchange (EIE) and is preparing a rulemaking that will modify the document submittal requirements for licensees subject to Title 10 CFR Part 50 to permit voluntary electronic submittal. NRC anticipates issuing the rule in December 2000. The guidance contained in the rule will supersede this exception and will permit licensees to submit documents electronically without prior NRC approval.

R. Hovey

-3-

The NRC reserves the right to modify or rescind this exception upon written notification. Please contact Mike King of my staff if you have any questions or require additional information at (301) 415-2062 or e-mail [mek@nrc.gov](mailto:mek@nrc.gov).

Sincerely,

*/RA/*

Brenda J. Shelton, Chief  
Records Management Branch  
Information Management Division  
Office of the Chief Information Officer

Docket Nos. 50-250 and 50-251

cc: See next page

R. Hovey

-3-

The NRC reserves the right to modify or rescind this exception upon written notification. Please contact Mike King of my staff if you have any questions or require additional information at (301) 415-2062 or e-mail mek@nrc.gov.

Sincerely,

*/RA/*

Brenda J. Shelton, Chief  
Records Management Branch  
Information Management Division  
Office of the Chief Information Officer

Docket Nos. 50-250 and 50-251

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Turkey Point Nuclear Plant

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