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August 3, 2001

Mr. Joseph M. Sebrosky, Project Manager
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
Mail Stop O-11 F1
Washington, D.C. 20555-0001

Subject: Additional Comments on Whether Combined License Applications
Should Contain Programmatic Inspections, Tests, Analyses and Acceptance
Criteria

Reference: Exelon letter to Mr. Joseph M. Sebrosky dated July 27, 2001

Dear Mr. Sebrosky:

Exelon submits these comments and previous comments submitted by letter dated July 27, 2001, to the Nuclear Regulatory Commission's (NRC) in response to the NRC June 25, 2001, request for public comments (i.e., 66 Fed. Reg. 33718) on whether combined construction and operating license (COL) applications should contain inspections, tests, analyses and acceptance criteria on operational programs (programmatic ITAAC). We fully support the Nuclear Energy Institute's (NEI) May 14, 2001, letter and its accompanying paper, and an NEI July 31, 2001, letter on this matter and agree that programmatic ITAAC in COLs would be inconsistent with the objectives of the Energy Policy Act of 1992 and the Atomic Energy Act, disregard Congress' intent behind ITAAC, and duplicate existing regulation over NRC licensees.

Additionally, Exelon believes the issue of programmatic ITAAC has been adequately documented and discussed among NRC staff and stakeholders in order for the NRC to formulate a policy decision on these matters. Therefore, Exelon also seeks prompt resolution by the staff regarding programmatic ITAAC.

For the foregoing reasons, Exelon supports NEI's letters and accompanying paper and opposes incorporating programmatic ITAAC into COLs.

Sincerely,

D. P. Gallagher

Michael P. Gallagher
Director - Licensing

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