



August 7, 2001

GL01-016

66 FR 33718  
6/25/01  
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Mr. Joseph M. Sebrosky  
U. S. Nuclear Regulatory Commission  
One White Flint North  
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Washington, DC 20555-0001

Dear Mr. Sebrosky:

**Inspections, Tests, Analyses and Acceptance Criteria (ITAAC)**  
**10 CFR Part 52**

Dominion appreciates the opportunity to comment on whether Combined License (COL) applications submitted in accordance with 10 CFR Part 52 should contain inspections, test, analyses, and acceptance criteria (ITAAC) for operational programs. This concept is referred to in general as "programmatic ITAAC." Such operational programs include security, training, and radiation protection. The NRC is soliciting comment on this issue as described in the Federal Register, Vol. 66, No. 122, dated June 25, 2001.

It is Dominion's view that the Commission should adopt as a matter of policy the interpretation that Part 52 does not require Combined Licenses to include ITAAC for operational programs, except for those ITAAC applicable to emergency planning as currently required by §52.79 and §52.97. The basis for our view is stated below and is consistent with comments submitted by the Nuclear Energy Institute on the issue:

- ITAAC should be hardware-oriented, consistent with their purpose to verify that the facility has been constructed in conformance with the terms and conditions of the COL. A hardware-focused scope for ITAAC is consistent with Part 52 and thus furthers the interest of ensuring the workability and efficiency of the licensing process. ITAAC are intended to verify that COL requirements have been met at a point in time (i.e., at the end of construction). They do not well serve the purpose of demonstrating the adequacy and acceptability of ongoing programs. Rather, the inclusion of programmatic ITAAC would be little more than a checklist of program elements that would do little to verify a licensee's ability to implement those programs on an ongoing basis.

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- A more effective demonstration of the adequacy of existing operational programs such as security, training, and radiation protection is already provided through compliance with NRC regulations and validated through NRC's oversight efforts. Including operational programs within the scope of ITAAC would not enhance licensee performance in the various program areas. Rather, programmatic ITAAC would constitute redundant and unnecessary NRC requirements that would unduly burden licensees and could potentially undermine confidence in the ITAAC process.

This issue is well understood by both the industry and the NRC and has been the subject of discussion for some time. We encourage the NRC to expeditiously resolve the matter as it is a fundamental element in establishing the predictability of the new plant licensing process.

Finally, Dominion endorses the comments previously submitted by NEI on this issue in its letter to Chairman Meserve, dated May 14, 2001 and in NEI's July 31, 2001 letter submitted in response to the Federal Register notice.

If you have any questions regarding this matter, please contact Gary Miller ([Gary.Miller@dom.com](mailto:Gary.Miller@dom.com), 804/273-2771) or Joe Hegner ([Joseph.Hegner@dom.com](mailto:Joseph.Hegner@dom.com), 804/273-2770).

Respectfully,



Stephen P. Sarver, Director  
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