

September 26, 2001

LICENSEE: Entergy Operations, Inc. and Entergy Nuclear Operations, Inc.

FACILITIES: Arkansas Nuclear One, Units 1 and 2
Grand Gulf Nuclear Station
River Bend Station
Waterford Steam Electric Station, Unit 3
Indian Point Nuclear Generating Unit No. 3
James A. Fitzpatrick Nuclear Power Plant
Pilgrim Nuclear Power Station
Vermont Yankee Nuclear Power Station

SUBJECT: LICENSING WORKSHOP HELD ON AUGUST 28 AND 29, 2001, IN
NEW ORLEANS, LOUISIANA

Representatives from the Nuclear Regulatory Commission (NRC), Entergy Operations, Inc. (unofficially referred to as Entergy South), and Entergy Nuclear Operations, Inc. (unofficially referred to as Entergy Northeast), participated in a licensing workshop on August 28 and 29, 2001, in New Orleans, Louisiana. A representative from Vermont Yankee Nuclear Power Plant also attended the workshop since it was recently announced that the unit will be acquired by Entergy Nuclear Operations, Inc. An agenda for the workshop is provided as Enclosure 1. The list of attendees is provided as Enclosure 2. Handout materials from the various topical discussions are provided as Enclosure 3.

There were five issues identified during the workshop that the NRC and Entergy staffs agreed to pursue as follow-up items. Each issue is discussed below:

- (1) The representatives from several of the Entergy licensing organizations suggested that additional guidance would be useful in the area of scope and depth of NRC reviews for licensing actions that involve elements requiring prior NRC approval and elements for which the licensee is not seeking prior NRC approval in accordance with 10 CFR 50.59, "Changes, tests and experiments," or other regulatory process for licensee-controlled documents or programs. The licensing representatives observed that the NRC staff sometimes asks questions and hold up reviews to obtain information about aspects of a modification that licensees believe are outside the appropriate scope of review for the specific technical specification change proposed in an application. The NRC staff observed that this issue was somewhat related to the improvements sought by the industry in its NEI White Paper, "Standard Format for Operating License Amendment Requests," dated August 24, 2001. The NRC staff accepted the lead for evaluating the need to develop and incorporate additional guidance for this issue into a future revision of appropriate NRR procedures and guidance.
- (2) Some Entergy licensing representatives suggested that it might be beneficial to conduct licensing workshops for independent spent fuel storage installations (ISFSIs). The NRC staff [representing only the Office of Nuclear Reactor Regulation (NRR)] stated that

such a workshop would have to be conducted by the Spent Fuel Program Office (SFPO) in the Office of Nuclear Materials Safety and Safeguards. The NRR staff has informally mentioned this observation to the management of SFPO. Any additional pursuit of an ISFSI licensing workshop will be coordinated by Entergy and SFPO.

- (3) An Entergy licensing representative mentioned that the NRC staff's handling of a change in policy regarding the appropriate licensing action (license amendment versus exemption from regulations) for changes to security plans should have been more clearly communicated to the industry (possibly through the issuance of a Regulatory Issue Summary). The NRR staff generally agreed that it should more carefully consider when generic communications should be used to alert licensees to changes in licensing procedures. In addition, the Entergy licensing representatives agreed that they would make an attempt to ensure such matters were brought to other licensees' attention by using the Nuclear Energy Institute or other notification mechanisms. No additional actions are expected from either the NRC staff or Entergy licensing representatives.
- (4) Questions were raised by the Entergy licensing representatives regarding the NRC policy for issuing Notices of Enforcement Discretion (NOEDs). Specifically, the licensee questioned whether the NRC staff required quantitative estimates of the risk significance of continued operation and actions required by Technical Specifications and whether the NRC staff would use a no risk increase criterion for issuing an NOED. These questions have arisen as a result of the staff's response to several recent NOED requests and a letter from the Union of Concerned Scientists to the NRC regarding its NOED policy. The NRC staff committed to provide Entergy with information regarding the NOED policy, such as any changes to the guidance documents, when they become publicly available.
- (5) The NRC staff and Entergy licensing representatives agreed to give some thought to the possible benefits from having periodic meetings to discuss licensing issues, the quality of submittals from Entergy, and the quality of documents from the NRC staff. This topic will be the subject of future discussions between the NRC staff and Entergy.

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Docket Nos. 50-313, 50-368, 50-416, 50-458, 50-382
50-333, 50-286, 50-293, 50-271

Enclosures: As stated (3)

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PUBLIC MEETING HELD ON AUGUST 28 AND 29, 2001

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D. Bryan Miller	Entergy South - Waterford
Gregory Norris	Entergy South - River Bend
Terrance Schreckengast	Entergy South - Waterford

Enclosure 3

Handouts from Entergy Licensing Workshop

August 28 & 29, 2001

- (1) Licensing Bases (NRR Office Instruction LIC-100)
- (2) Entergy Assessment of NRR Submittals
- (3) License Amendments (NRR Office Instruction LIC-101)
- (4) Submittal Lead Time to Support Refueling Outages
- (5) Exigent/Emergency Amendments
- (6) Entergy Outage Milestone Schedule
- (7) Request for Additional Information (RAIs)
- (8) Draft Safety Evaluations
- (9) Relief Requests
- (10) Exemptions
- (11) Pre-Application Reviews
- (12) Risk Informed Requests
- (13) Notices of Enforcement Discretion (NOEDs)
- (14) Proprietary Information
- (15) Generic Communications
- (16) NRC Fees
- (17) Task Interface Agreements (TIAs)
- (18) Electronic Information Exchange and ADAMS
- (19) NRR Role in Significance Determination Process (SDP)

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