

October 21, 2001

ORGANIZATIONS: Nuclear Energy Institute (NEI), Southern Nuclear Operating Company (SNC), Florida Power and Light Company (FPL), Virginia Electric and Power Company (VEPCO), Duke Energy Corporation (Duke), and Exelon Generation Company (Exelon)

SUBJECT: SUMMARY OF LICENSE RENEWAL MEETING BETWEEN THE U.S. NUCLEAR REGULATORY COMMISSION (NRC) STAFF AND THE NEI LICENSE RENEWAL WORKING GROUP; SNC FOR HATCH NUCLEAR PLANT, UNITS 1 AND 2; FPL FOR TURKEY POINT, UNITS 3 AND 4; VEPCO FOR THE SURRY AND NORTH ANNA POWER STATIONS, UNITS 1 AND 2; DUKE FOR THE MCGUIRE AND CATAWBA NUCLEAR STATIONS, UNITS 1 AND 2; AND EXELON FOR THE PEACH BOTTOM ATOMIC POWER STATION, UNITS 2 AND 3

A joint meeting was held on September 19, 2001, to discuss the status of license renewal activities. The meeting began with discussions between the NRC's License Renewal Steering Committee (LRSC) and NEI's License Renewal Working Group on the general status of license renewal applications and generic license renewal activities. The meeting continued with discussions between NRC management and SNC (Hatch), FPL (Turkey Point), VEPCO (Surry and North Anna), Duke (McGuire and Catawba), and Exelon (Peach Bottom) regarding the progress of the license renewal application reviews. The agenda for the meeting is provided as Attachment 1. Attendees at the meeting are listed in Attachment 2. The NRC staff's presentation materials are contained in Attachment 3. Following is a summary of the discussions at the meeting:

I. Meeting between the NRC License Renewal Steering Committee and NEI License Renewal Working Group

A. Status of applications

SNC, FPL, VEPCO, Duke, and Exelon provided summaries of the Hatch, Turkey Point, Surry, North Anna, McGuire, Catawba, and Peach Bottom license renewal application reviews, which were subsequently discussed in more detail during the management portion of the meeting (see summaries below). Communications between the applicants and staff continue to be good and the application reviews are on or ahead of schedule.

B. License renewal interest

Slide 1 of Attachment 3 shows the latest information the NRC has regarding licensee plans for submitting license renewal applications. No changes to the submittal plans shown were identified at the meeting.

C. Lessons learned from application reviews

(1) License renewal appeal process

NEI stated that the appeal process (shown on Slide 2 of Attachment 3) for resolution of renewal issues in dispute is not working as envisioned and could be improved. No details were provided at the meeting but NEI committed to providing the staff with suggestions for improving the process. After the NRC staff receives and reviews the suggestions, the staff and industry will meet to discuss them. The outcome of this activity will then be discussed at the next LRSC - NEI meeting.

(2) Environmental scoping meeting open house session

The NRC staff conducted open houses before the Turkey Point public environmental scoping meetings to provide people with an opportunity to obtain information on the license renewal process and to ask the NRC staff questions that they might not want to raise during the formal scoping meeting. NEI had asked the staff to clarify its plans for future scoping meetings. The staff believes that the open houses are beneficial and plans to continue them. The sessions will be publically announced for anyone interested to attend without specifically inviting any individual or organization. By the next LRSC meeting with NEI, open houses and environmental scoping meetings should have been conducted for the VEPCO, Duke, and Exelon applications. The experience with the open houses at these meetings will be discussed at the next LRSC - NEI meeting.

D. License renewal implementation guidance development

Since the last meeting on June 21, 2001, the Commission approved the publication of improved renewal guidance documents and the documents were made available in ADAMS and on CD-ROM. Copies of the CD-ROMs were provided to NRC staff and contractors, NEI, and other interested stakeholders such as Congressional oversight committees and public interest groups. The staff is working to make available an electronic copy of these documents on the NRC public website.

Status of the demonstration project

NEI submitted in May 2001, sample license renewal application sections prepared using the improved renewal guidance. The staff reviewed the sections and issued requests for additional information (RAIs). After reviewing the responses, the staff issued a safety evaluation report (SER) to NEI. In a public meeting on September 5, 2001, the staff conducted a table top inspection to review a sample of onsite documentation supporting the sample application sections and to obtain initial feedback on the SER from NEI.

Currently, the staff and NEI are documenting lessons learned from the demonstration project, including recommendations for enhancing the renewal guidance documents. After providing each other with their lessons learned observations, the staff and NEI plan to discuss the observations in a public meeting (subsequently held on October 11, 2001). The schedule for the demonstration project is contained in Slide 3 of Attachment 3.

Continuing dialog topics

Five topics needing continued dialog were identified by NEI during the development of the improved renewal guidance (see NRC letter to NEI dated May 18, 2001). By letter dated June 4, 2001, NEI stated it intended to work with the staff to resolve these issues, but a time frame for doing so was not specified. NEI is currently assessing the original five topics to determine if they are still applicable, need to be modified, and whether additional topics need to be included. The NRC staff is waiting for the results of this reassessment to begin discussions.

Rulemaking recommendation

Since the last meeting, the staff recommended to the Commission in SECY-01-0157 that 10 CFR Part 54 need not be changed to achieve the benefits of the improved renewal guidance and generic aging lessons learned report. In a staff requirements memorandum dated September 5, 2001, the staff was informed that the Commission did not object to the staff's proposal that Part 54 rulemaking need not be pursued at this time.

E. Summary

NEI believes that the bi-monthly meetings between the LRSC and working group are beneficial. The LRSC and NEI agreed that the meetings would continue with the next meeting being scheduled for late November - early December 2001.

F. Public participation

No member of the public chose to participate in the meeting.

II. Meetings between NRC Management and License Renewal Applicants

A. Southern Nuclear Operating Company, Inc. -- Hatch 1 & 2

The NRC staff and SNC noted the accomplishments over the last 2 months for the review of the Hatch renewal application. The staff and SNC have met or exceeded all scheduling milestones to date for the review of the application. The staff's presentation materials are contained on Slide 4 of Attachment 3 and SNC's in Attachment 4.

The staff noted that since the last management meeting in June, the staff had completed its final inspection of items related to the application review and found no outstanding issues. Future activities include issuance of the regional administrator's letter and the SER (subsequently issued on October 5, 2001). Advisory Committee on Reactor Safeguards (ACRS) meetings are scheduled for late October and early November to review and comment on the SER. The staff also informed SNC that its request for a partial waiver of review fees is still under consideration by the NRC.

In its presentation, SNC noted that they had provided comments to the staff on future improvements to the appeals process as well as the resolutions to the final outstanding open items. Neither SNC nor the staff identified any issues that would delay completing the review of the application.

B. Florida Power and Light Company -- Turkey Point 3 & 4

The NRC staff and FPL presented the status of its review of the Turkey Point license renewal application. The staff's presentation materials are contained in Slides 5 and 6 of Attachment 3 and FPL's in Attachment 5.

The review schedule for the application was discussed. It was noted that the next milestones for the safety review were the ACRS subcommittee and the full committee meetings, subsequently held on September 25 and October 5, 2001 respectively. The staff also noted that the SER with open items was issued on August 17, 2001, and the aging management review inspection was completed on September 14, 2001. FPL requested that, because the SER has only four open items, the staff consider accelerating the review schedule. The staff agreed to review the schedule and will respond to FPL.

In response to the Federal Register offering an opportunity for hearing, two petitions for hearing were received. The Atomic Safety and Licensing Board (ASLB) ruled that both parties had standing to intervene but that neither petitioner identified admissible contentions. Therefore, the ASLB concluded that the intervention petitions were denied and the hearing proceedings terminated. One petitioner appealed the ASLB's decision to the Commission. On July 19, 2001, the Commission issued its decision and affirmed the ASLB's ruling in this matter.

C. Virginia Electric and Power Company -- Surry 1 & 2 and North Anna 1 & 2

VEPCO provided an update of the progress of the Surry and North Anna license renewal application reviews and summarized the categorization of RAIs received to date (see Attachment 6). Communications on RAIs has been frequent and productive. Although the Surry and North Anna applications were prepared prior to the issuance of the improved standard review plan for license renewal (SRP) and Generic Aging Lessons Learned (GALL) report (which were issued after the applications were submitted), VEPCO noted that in some cases, RAIs requested consistency with the GALL report for selected aging management programs. The NRC staff indicated that it was aware of the mis-application of the GALL report and was taking corrective action to preclude similar occurrences for VEPCO as well as other renewal applicants.

In its categorization of RAIs received to date, VEPCO indicated that one of the RAIs had been designated as a "Challenge to the Adequacy of the Current Licensing Basis." The staff asked for clarification and VEPCO explained that the RAI dealt with the emerging issue regarding scoping for the regulated event of station blackout. Specifically, the RAI requested a justification for not including in scope the equipment relied upon for supplying electrical power to the station (particularly safety-related components) from the preferred source (usually offsite power). In its closing remarks, VEPCO acknowledged that the review schedule had been accelerated to accommodate multiple concurrent staff application reviews and indicated that the safety and environmental reviews were off to a good start and communications between Dominion and the staff were excellent.

The staff's presentation materials are contained on Slides 7 and 8 of Attachment 3. No petitions to intervene were received in response to the notice of opportunity for hearing. The staff indicated that the Environmental RAIs were scheduled to be issued to the applicant in November 2001 (for Surry) and December 2001 (for North Anna) as opposed to October 2001 (for both plants), as indicated on VEPCO Slide 6 in Attachment 6..

D. Duke Energy Company -- McGuire 1 & 2 and Catawba 1 & 2

The NRC staff stated that communications with Duke were very good and summarized the accomplishments of the review to date (see Slides 9 and 10 of Attachment 3). Duke's presentation materials are contained in Attachment 7. The deadline had passed for filing petitions to intervene in response to the notice of opportunity for hearing, and, as of the meeting date, the NRC had received a petition from the Nuclear Information & Resource Service and was informed of a second petition being submitted by the Blue Ridge Environmental Defense League (subsequently received). Duke indicated that it had read the petitions to intervene and was prepared to participate in a hearing process if warranted.

Duke indicated that good, continuous communications have enabled Duke and the staff to discuss and resolve a number of technical issues and thereby improve efficiency by reducing the number of formal RAIs needed by the staff to review the license renewal application. Duke also stated that the scoping methodology audit preparatory visit had been canceled and that Duke had sent documents to the NRC to facilitate the staff's preparation for the audit scheduled in October 2001. Duke expressed its appreciation for the staff's efforts to establish integrated review schedules.

E. Exelon Generation Company -- Peach Bottom 2 & 3

The NRC staff and Exelon noted the accomplishments for the review of the Peach Bottom renewal application. The review is going well and all scheduled milestones are being met or completed ahead of schedule. The staff presentation materials are contained in Slides 11 and 12 of Attachment 3, and Exelon's in Attachment 8.

The review schedule for the application was discussed. It was noted that the next milestone is to issue the notice of intent to prepare an environmental impact statement and conduct the public environmental scoping meeting. The staff and contractors plan to be on site November 7 and 8, 2001, to provide the public an opportunity to participate in the scoping process. In addition, Exelon requested that the staff provide a detailed application review schedule identifying when RAIs for each section of the application would be issued. The staff agreed to develop the schedule and will provide it to Exelon. Exelon emphasized that communications and interactions with the staff are good.

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Docket Nos. 50-338, 50-339, 50-280, and 50-281 (VEPCO)
50-413, 50-414, 50-369, and 50-370 (Duke)
and 50-227 and 50-278 (Exelon)

Attachments: As stated

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 September 19, 2001

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3. Raj Anand	NRC/NRR/DRIP/RLSB
4. Steve Pope	Constellation Nuclear
5. Jerry Phillabaum	Exelon
6. John B. Cotton	Exelon
7. Sam Lee	NRC/NRR/DRIP/RLSB
8. Jit Vora	NRC/RES/DET/MEB
9. Kimberley Rico	NRC/NRR/DRIP/RLSB
10. Deann Raleigh	LIS Scientech
11. Raj Auluck	NRC/NRR/DRIP/RLSB
12. Shoji Takeyama	NRC/NRR/DRIP/RLSB
13. John Boska	NRC/NRR
14. Kathryn Sutton	Winston & Strawn
15. David Matthews	NRC/NRR/DRIP
16. Ralph Architzel	NRC/NRR/DSSA/SPLB
17. S. K. Mitra	NRC/NRR/DRIP/RLSB
19. Jim Tatum	NRC/NRR/DSSA/SPLB
20. Bill Corbin	Dominion
21. Alan Nelson	NEI
22. Omid Tabatabai	NRC/NRR/DRIP/RLSB
23. Fred Polaski	Exelon
24. Chang-Yang Li	NRC/NRR/DSSA/SPLB
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26. Jack Strosnider	NRC/NRR/DE
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AGENDA
 NRC LICENSE RENEWAL MEETINGS
 WITH NEI AND THE LICENSE RENEWAL APPLICANTS
 SEPTEMBER 19, 2001
 (1:00 - 4:00 pm approx.)

I. Meeting between the NRC License Renewal Steering Committee and NEI License Renewal Working Group

1:00 - 1:30 pm

A. Status of applications

- (1) Hatch 1 & 2
- (2) Turkey Point 3 & 4
- (3) Surry 1 & 2 and North Anna 1 & 2
- (4) McGuire 1 & 2 and Catawba 1 & 2
- (5) Peach Bottom 2 & 3

Southern Nuclear
 Florida Power & Light
 Virginia Elec. & Power
 Duke Energy
 Exelon

1:30 - 2:15 pm

B. License renewal interest - known submittals

NRC/All

C. Lessons learned from application reviews

- (1) License renewal appeals process
- (2) Environmental scoping meeting open house session

NEI
 NRC/All

D. License renewal implementation guidance development
 Status of the demonstration project

NRC/All

E. Summary

All

F. Public participation

All attendees

Break

2:15 - 2:30 pm

II. Meetings between NRC Management and License Renewal Applicants 2:30 - 4:00 pm

A. Southern Nuclear Operating Company, Inc. -- Hatch 1 & 2

B. Florida Power and Light Company -- Turkey Point 3 & 4

C. Virginia Electric and Power Company -- Surry 1 & 2 and North Anna 1 & 2

D. Duke Energy Company -- McGuire 1 & 2 and Catawba 1 & 2

E. Exelon Generation Company -- Peach Bottom 2 & 3

Attachment 1