



**Nebraska Public Power District**

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NLS2003001

April 16, 2003

U.S. Nuclear Regulatory Commission  
Attention: Document Control Desk  
Washington, D.C. 20555-0001

**Subject:** Supplement to Proposed License Amendment  
Revision to Operating License, Section 2.C.(4), Fire Protection  
Cooper Nuclear Station, NRC Docket 50-298, DPR-46

**Reference:** 1. Nuclear Regulatory Commission Generic Letter 86-10, "Implementation of Fire Protection Requirements," dated April 24, 1986.  
2. Nebraska Public Power District letter dated July 10, 2002, from David L. Wilson, to U.S. Nuclear Regulatory Commission, "Revision to Operating License, Section 2.C.(4), Fire Protection."

The purpose of this letter is to supplement a license amendment request (Reference 2) as discussed with and requested by the staff of the Office of Nuclear Reactor Regulation. The proposed license condition submitted in Reference 2 did not include a list of the applicable Fire Protection Safety Evaluations (SEs) as required by Generic Letter 86-10 (Reference 1). These SEs are now listed in the proposed license condition as noted below. The conclusions reached by the original No Significant Hazards Consideration are not affected by this change and remain valid.

Nebraska Public Power District requests that the proposed license condition, to replace the existing Section 2.C.(4), be revised as follows:

The licensee shall implement and maintain in effect all provisions of the approved fire protection program as described in the Cooper Nuclear Station (CNS) Updated Safety Analysis Report and as approved in the Safety Evaluations dated November 29, 1977; May 23, 1979; November 21, 1980; April 29, 1983; April 16, 1984; June 1, 1984; January 3, 1985; August 21, 1985; April 10, 1986; September 9, 1986; November 7, 1988; February 3, 1989; August 15, 1995; and July 31, 1998, subject to the following provision:

The licensee may make changes to the approved fire protection program without prior approval of the Commission only if those changes would not adversely affect the ability to achieve and maintain safe shutdown in the event of a fire.

**COOPER NUCLEAR STATION**

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Because modifications have been made to the Fire Protection Program as approved in the SEs listed in the License Condition and described in the USAR, CNS will perform a review of the SEs by September 30, 2003, to confirm that changes do not affect the ability to achieve and maintain safe shutdown in the event of a fire.

Future changes to the fire protection program may be made without prior Nuclear Regulatory Commission (NRC) approval so long as the modification is made consistent with the License Condition as allowed by 10 CFR 50.59(c)(4).

This letter provides a notarized affidavit pursuant to 10 CFR 50.30(b). This proposed amendment has been reviewed by the necessary NPPD safety review committees (Station Operations Review Committee and Safety Review and Audit Board) and incorporates all amendments to the CNS Facility Operating License through Amendment 198. By copy of this letter, the appropriate State of Nebraska official is notified in accordance with 10 CFR 50.91(b)(1). Copies to the NRC Region IV office and the CNS Resident Inspector are also being provided in accordance with 10 CFR 50.4(b)(1).

Should you have any questions concerning this matter, please contact Mr. Paul Fleming at (402) 825-2774.

Sincerely,

  
Michael T. Coyle  
Site Vice President

/nr

cc: Regional Administrator  
USNRC - Region IV

NPG Distribution

Senior Project Manager  
USNRC - NRR Project Directorate IV-1

Records

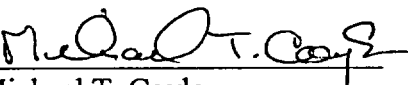
Senior Resident Inspector  
USNRC

Nebraska Health and Human Services  
Department of Regulation and Licensure

Affidavit

STATE OF NEBRASKA )  
  )  
NEMAHA COUNTY       )

Michael T. Coyle, being first duly sworn, deposes and says that he is an authorized representative of the Nebraska Public Power District, a public corporation and political subdivision of the State of Nebraska; that he is duly authorized to submit this correspondence on behalf of Nebraska Public Power District; and that the statements contained herein are true to the best of his knowledge and belief.

  
\_\_\_\_\_   
Michael T. Coyle

Subscribed in my presence and sworn to before me this 16<sup>th</sup> day of April 2003.

  
\_\_\_\_\_   
NOTARY PUBLIC

Correspondence Number: NLS2003001

The following table identifies those actions committed to by Nebraska Public Power District (NPPD) in this document. Any other actions discussed in the submittal represent intended or planned actions by NPPD. They are described for information only and are not regulatory commitments. Please notify the NL&S Manager at Cooper Nuclear Station of any questions regarding this document or any associated regulatory commitments.

| COMMITMENT  | COMMITTED DATE<br>OR OUTAGE |
|---|-----------------------------|
| Because modifications have been made to the Fire Protection Program as approved in the SEs listed in the License Condition and described in the USAR, CNS will perform a review of the SEs by September 30, 2003, to confirm that changes do not affect the ability to achieve and maintain safe shutdown in the event of a fire. | 9/30/03                     |
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