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DOCKETED  
USNRC

December 4, 2006

December 12, 2006 (10:32am)

Secretary, U.S. Nuclear Regulatory Commission,  
Washington, DC 20555-0001,  
*Attn:* Rulemakings and Adjudications Staff.

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

**TXU POWER RESPONSE TO REQUEST FOR  
COMMENTS ON NRC'S LICENSES, CERTIFICATIONS,  
AND APPROVALS FOR NUCLEAR POWER PLANTS;  
SUPPLEMENTAL PROPOSED RULE (RIN 3150-AG24**

Gentlemen:

TXU Generation Company LP (TXU Power) fully supports NRC's efforts to update and improve the regulations concerning Combined Licenses (COL) and in particular Limited Work Authorizations (LWAs). We believe that placing the focus on construction activities with a nexus to radiological safety is the correct approach in determining what activities should require LWAs. TXU Power is and will remain active participants in industry efforts regarding New Plant Construction and Licensing, including the development of the Nuclear Energy Institute (NEI) comment letter dated November 16, 2006. We fully endorse the comments submitted by NEI and would like to take this opportunity to provide our thoughts on certain proposed enhancements.

TXU Power believes that all plant Excavations should be allowable without an LWA or COL. Any soil or rock related issues uncovered during the excavation would be observable during or after the excavation. The recommended approach in the NEI comments to include this information in reporting criteria or in the application itself is sufficient to satisfy concerns in this area. The other aspect of the Rule that could be particularly burdensome is the tie of Construction Activities to SSCs required to be described in the FSAR. What is "required" is subject to interpretation and not yet finalized in NRC guidance. FSARs tend to describe or picture a vast array of SSCs that have little to no nexus to radiological safety. TXU supports the NEI suggested changes.

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SECY-02

TXU Power appreciates the opportunity to comment on the LWA proposed rulemaking. If there are any questions regarding these comments, please contact Dennis Buschbaum at 254-897-5851 or dbuschb1@txu.com.

Sincerely,

TXU Generation Company LP

By: TXU Generation Management Company LLC  
Its General Partner

A handwritten signature in black ink, appearing to read "M. Lucas".

Mitch Lucas

cc- D. R. Woodlan  
D. E. Buschbaum  
R. D. Bird  
C. Hill [pdf records]