

UNITED STATES NUCLEAR REGULATORY COMMISSION WASHINGTON, D.C. 20555-0001

May 16, 2007

Mr. Christopher M. Crane, President and Chief Nuclear Officer Exelon Generation Company, LLC 4300 Winfield Road Warrenville, IL 60555

SUBJECT: DRESDEN NUCLEAR POWER STATION, UNITS 2 AND 3 - ADMINISTRATIVE CHANGE TO FACILITY OPERATING LICENSE IN CONJUNCTION WITH THE COMMISSION ORDER EA-06-037 AND REVISIONS TO PHYSICAL SECURITY PLAN, TRAINING AND QUALIFICATION PLAN, AND SAFEGUARDS CONTINGENCY PLAN (TAC NOS. MD2221 AND MD2222)

Dear Mr. Crane:

By letter to the Nuclear Regulatory Commission (NRC) dated May 17, 2006, Exelon Generating Company, LLC (Exelon), submitted required security plan changes and confirmed full implementation of Order EA-06-037 regarding updated adversary characteristics for the Dresden Nuclear Power Station (DNPS) Units 2 and 3.

The NRC staff has completed its review of the changes related to implementation of Order EA-06-037. As discussed in the enclosed safeguards evaluation (Enclosure 2), the NRC staff has determined that Exelon's changes to the security plans meet the requirements of the NRC Order and Title 10 of the *Code of Federal Regulations* (10 CFR) Part 73 requirements and are, therefore, acceptable. The effectiveness of these³ security provisions will continue to be the subject of NRC review and inspection.

Consistent with the Order, administrative license changes to Facility Operating License Nos. DPR-19 and 25 are being made to incorporate the reference to the revised Physical Security Plan, Safeguards Contingency Plan, and Training and Qualification Plan. These changes comply with the standards and requirements of the Atomic Energy Act of 1954, as amended, and the Commission's rules and regulations set forth in 10 CFR Chapter I.

Please replace Page 8 of Unit 2 and Page 5 of Unit 3 of the DNPS Facility Operating License with the enclosed pages (Enclosure 1). Enclosure 2 to this letter is designated as exempt from public disclosure in accordance with 10 CFR 2.390(d)(1).

<u>NOTICE</u>: Enclosure 2 contains Security-Related Information. Upon separation from Enclosure 2, this letter and Enclosure 1 are DECONTROLLED.

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-OFFICIAL-USE-ONLY-SECURITY RELATED INFORMATIONS MUT

C. Crane

- 2 -

If you have any questions, please contact me at (301) 415-1470.

. Sincerely,

Joseph F. Williams, Senior Project Manager Plant Licensing Branch III-2 Division of Operating Reactor Licensing Office of Nuclear Reactor Regulation

Docket Nos. 50-237 and 50-249

Enclosures:

1. Revised License Page 8 of Unit 2 and Revised License Page 5 of Unit 3

2. Safeguards Evaluation

cc w/encls 1 and 2: Greg Butz, Site Security Manager (Acting) Mark Ring, Region III Joseph Klinger, State of Illinois

cc w/encl 1 only: See next page

requirements, schedules and acceptance criteria for tests of the leak-tight integrity of the primary reactor containment and systems and components which penetrate the containment. These exemptions were granted and sent to the licensee in a letter dated June 25, 1982.

These exemptions granted pursuant to 10 CFR 50.12 are authorized by law, will not present an undue risk to the public health and safety, and are consistent with the common defense and security. With these exemptions, the facility will operate, to the extent authorized herein, in conformity with the application, as amended, the provisions of the Act, and the rules and regulations of the Commission.

E. The licensee shall implement and maintain in effect all provisions of the approved fire protection program as described in the Updated Final Safety Analysis Report for the facility and as approved in the Safety Evaluation Reports dated March 22, 1978 with supplements dated December 2, 1980, and February 12, 1981; January 19, 1983; July 17, 1987; September 28, 1987; and January 5, 1989, 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.

- F. The licensee shall fully implement and maintain in effect all provisions of the Commission-approved physical security, training and qualification, and safeguards contingency plans including amendments made pursuant to provisions of the Miscellaneous Amendments and Search Requirements revisions to 10 CFR 73.55 (51 FR 27817 and 27822), and the authority of 10 CFR 50.90 and 10 CFR 50.54(p). The combined set of plans¹, which contain Safeguards Information protected under 10 CFR 73.21, is entitled: "Dresden Nuclear Power Station Security Plan, Training and Qualification Plan, and Safeguards Contingency Plan, Revision 2," submitted by letter dated May 17, 2006.
- G. Deleted.

Renewed License No. DPR-19 Revised by letter dated May 16, 2007

¹ The Training and Qualification Plan and Safeguards Contingency Plan are Appendices to the Security Plan.

F. The licensee shall maintain the commitments made in response to the March 14, 1983, NUREG-0737 Order, subject to the following provision:

The licensee may make changes to commitments made in response to the March 14, 1983, NUREG-0737 Order without prior approval of the Commission as long as the change would be permitted without NRC approval, pursuant to the requirements of 10 CFR 50.59. Consistent with this regulation, if the change results in an Unreviewed Safety Question, a license amendment shall be submitted to the NRC staff for review and approval prior to implementation of the change.

G. The licensee shall implement and maintain in effect all provisions of the approved fire protection program as described in the Updated Final Safety Analysis Report for the facility and as approved in the Safety Evaluation Reports dated March 22, 1978 with supplements dated December 2, 1980, and February 12, 1981; January 19, 1983; July 17, 1987; September 28, 1987; and January 5, 1989, 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.

H. <u>Physical Protection</u>

The licensee shall fully implement and maintain in effect all provisions of the Commission-approved physical security, training and qualification, and safeguards contingency plans including amendments made pursuant to provisions of the Miscellaneous Amendments and Search Requirements revisions to 10 CFR 73.55 (51 FR 27817 and 27822), and the authority of 10 CFR 50.90 and 10 CFR 50.54(p). The combined set of plans¹, which contain Safeguards Information protected under 10 CFR 73.21, is entitled: "Dresden Nuclear Power Station Security Plan, Training and Qualification Plan, and Safeguards Contingency Plan, Revision 2," submitted by letter dated May 17, 2006.

- I. Deleted
- J. Deleted
- K. Deleted
- L. Deleted [Amdt. 87, 7-24-86]

Renewed License No. DPR-25 Revised by letter dated May 16, 2007

¹ The Training and Qualification Plan and Safeguards Contingency Plan are Appendices to the Security Plan.

- 2 -

C. Crane

If you have any questions, please contact me at (301) 415-1470.

Sincerely, /RA/ Joseph F. Williams, Senior Project Manager Plant Licensing Branch III-2 Division of Operating Reactor Licensing Office of Nuclear Reactor Regulation

Docket Nos. 50-237 and 50-249

Enclosures:

- 1. Revised License Page 8 of Unit 2 and Revised License Page 5 of Unit 3
- 2. Safeguards Evaluation

cc w/encls 1 and 2: Greg Butz, Site Security Manager (Acting) Mark Ring, Region III Joseph Klinger, State of Illinois

cc w/encl 1 only: See next page

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NRR-106

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