

(2) Technical Specifications

The Technical Specifications contained in Appendix A, revised through Amendment No. 239 and the Environmental Protection Plan contained in Appendix B, both of which are attached hereto are hereby incorporated into the license. DNC shall operate the facility in accordance with the Technical Specifications and the Environmental Protection Plan.

- (3) DNC shall not take any action that would cause Dominion Resources, Inc. (DRI) or its parent companies to void, cancel, or diminish DNC's commitment to have sufficient funds available to fund an extended plant shutdown as represented in the application for approval of the transfer of the licenses for MPS Unit No. 3.
- (4) Immediately after the transfer of interests in MPS Unit No. 3 to DNC, the amount in the decommissioning trust fund for MPS Unit No. 3 must, with respect to the interest in MPS Unit No. 3, that DNC would then hold, be at a level no less than the formula amount under 10 CFR 50.75.
- (5) The decommissioning trust agreement for MPS Unit no. 3 at the time the transfer of the unit to DNC is effected and thereafter is subject to the following:
- (a) The decommissioning trust agreement must be in a form acceptable to the NRC.
 - (b) With respect to the decommissioning trust fund, investments in the securities or other obligations of Dominion Resources, Inc. or its affiliates or subsidiaries, successors, or assigns are prohibited. Except for investments tied to market indexes or other non-nuclear-sector mutual funds, investments in any entity owning one or more nuclear power plants are prohibited.
 - (c) The decommissioning trust agreement for MPS Unit No. 3 must provide that no disbursement or payments from the trust, other than for ordinary administrative expenses, shall be made by the trustee until the trustee has first given the Director of the Office of Nuclear Reactor Regulation 30 days prior written notice of payment. The decommissioning trust agreement shall further contain a provision that no disbursements or payments from the trust shall be made if the trustee receives prior written notice of objection from the NRC.
 - (d) The decommissioning trust agreements must provide that the agreement can not be amended in any material respect without 30 days prior written notification to the Director of the Office of Nuclear Reactor Regulation.

ADMINISTRATIVE CONTROLS

PROCEDURES AND PROGRAMS (Continued)

- 2) Pre-planned operating procedures and backup instrumentation to be used if one or more monitoring instruments become inoperable, and
- 3) Administrative procedures for returning inoperable instruments to OPERABLE status as soon as practicable.

f. Containment Leakage Rate Testing Program

A program shall be established to implement the leakage rate testing of the containment as required by 10 CFR 50.54(o) and 10 CFR 50, Appendix J, Option B, as modified by approved exemptions*. This program shall be in accordance with the guidelines contained in Regulatory Guide 1.163, "Performance-Based Containment Leak-Test Program," dated September 1995, as modified by the following exception to NEI 94-01, Rev. 0, "Industry Performance Based Option of 10 CFR Part 50 Appendix J": The first Type A test performed after the January 6, 1998 Type A test shall be performed no later than January 6, 2013.

The peak calculated containment internal pressure for the design basis loss of coolant accident, P_a , is 38.57 psig.

The maximum allowable containment leakage rate L_a , at P_a , shall be 0.3 percent by weight of the containment air per 24 hours.

Leakage rate acceptance criteria are:

- 1) Containment overall leakage rate acceptance criterion is $\leq 1.0 L_a$. During the first unit startup following testing in accordance with this program, the leakage rate acceptance criteria are $< 0.60 L_a$ for the combined Type B and Type C tests, and $\leq 0.06 L_a$ for all penetrations that are Secondary Containment bypass leakage paths, and $< 0.75 L_a$ for Type A tests;
- 2) Air lock testing acceptance criteria are:
 - a. Overall air lock leakage rate is $\leq 0.05 L_a$ when tested at $\geq P_a$.
 - b. For each door, seal leakage rate is $< 0.01 L_a$ when pressurized to $\geq P_a$.

The provisions of Specification 4.0.2 do not apply to the test frequencies specified in the Containment Leakage Rate Testing Program.

The provisions of Specification 4.0.3 are applicable to the Containment Leakage Rate Testing Program.

* An exemption to Appendix J, Option A, paragraph III.D.2(b)(ii), of 10 CFR Part 50, as approved by the NRC on December 6, 1985.