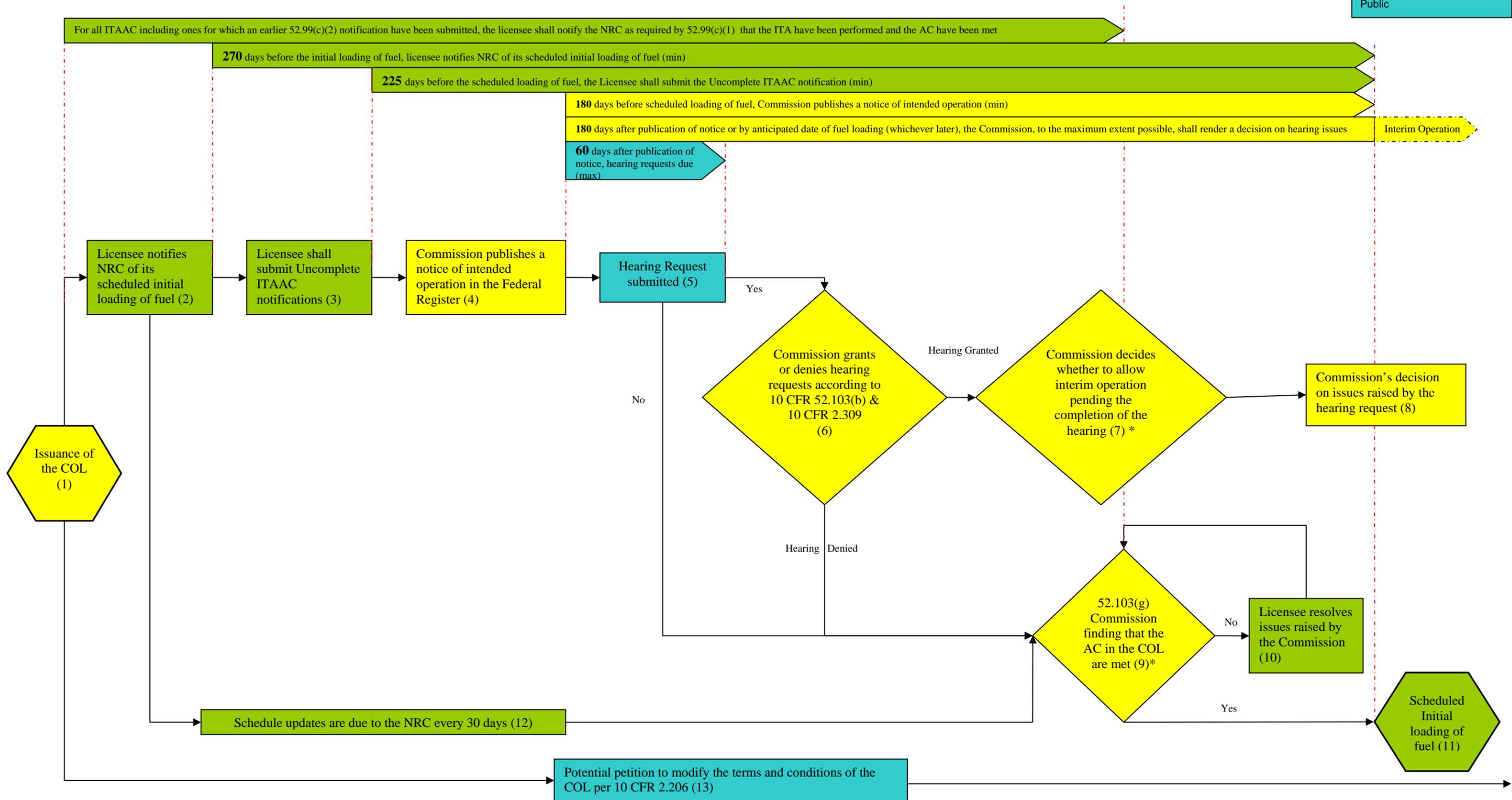


52.103 (a) through (g) Timeline and Process Flowchart (DRAFT)

NRC Actions and Decisions
Licensee Actions
Public



* The chart does not yet reflect the interaction between the 52.103(g) finding and the interim operational finding.

Timeline block descriptions:

- (1) The Combined License is issued under 10 CFR Part 52.
- (2) The licensee shall notify the NRC of its scheduled date for initial loading of fuel no later than 270 days before the scheduled date. 52.103(a)
- (3) The licensee shall notify the NRC that the ITA will be performed and the AC will be met, for all uncompleted ITAAC, prior to operation. The uncompleted ITAAC notification must be provided no later than the date 225 days before the scheduled date for initial loading of fuel. The notification must provide sufficient information to demonstrate that the prescribed ITA will be performed and the prescribed AC will be met, including, but not limited to, a description of the specific procedures and analytical methods to be used for performing the prescribed ITA and determining that the prescribed AC have been met as required by 52.99(c)(2).
- (4) The Commission shall publish a notice of intended operation in the Federal Register not less than 180 days before the date scheduled for initial loading of fuel into the plant by the licensee. 52.103(a)
- (5) Any person whose interest may be affected by the operation of the plant may, within 60 days of the date the Commission publishes the notice of intended operation in the Federal Register, request that the Commission hold a hearing on whether the facility as constructed complies, or on completion will comply, with the acceptance criteria in the combined license. 52.103(a)
- (6) The Commission, acting as the presiding officer, shall determine whether to grant or deny the request for hearing in accordance with the applicable requirements of 10 CFR 2.309. A request for a hearing must show, prima facie, in accordance with 52.103(b) that: 1) One or more of the AC of the ITAAC in the combined license have not been, or will not be, met and 2) The specific operational consequences of nonconformance that would be contrary to providing reasonable assurance of adequate protection of the public health and safety.
- (7) If the Commission grants the request for a hearing, the Commission decides whether to allow interim operation pending the completion of the hearing. If the Commission, acting as the presiding officer, determines that there is a reasonable assurance of adequate protection to the public health and safety, it shall allow operation during an interim period under the combined license. 52.103(c)
- (8) The Commission shall, to the maximum extent possible, render a decision on issues raised by the hearing request within 180 days of the publication of the Commission's notice of intended operation in the Federal Register or by the anticipated date for initial loading of fuel into the reactor, whichever is later. 52.103(e)
- (9) The licensee shall not operate until the Commission makes a finding that the acceptance criteria in the combined license are met. 52.103(g)
- (10) If the Commission did not make a finding that the acceptance criteria in the combined license are met, the licensee resolves the issues raised by the Commission.
- (11) The licensee may load fuel if:
 - I. Hearing request is denied or no hearing request was submitted and the Commission made a finding that the acceptance criteria in the combined license are met under 52.103(g).
 - II. Favorable Commission decision on issues raised by a hearing request is issued and the Commission made a finding that the acceptance criteria in the combined license are met under 52.103(g).
 - III. Operation of the facility during an interim period is allowed.
- (12) The licensee shall notify the NRC of updates to its schedule every 30 days after the 270-day notification is submitted. 52.103 (a)
- (13) If a member of the public wishes to modify the terms and conditions of the COL, a petition shall be filed with the Secretary of the Commission. Before the licensed activity allegedly affected by the petition commences, the Commission shall determine whether any immediate action is required. Fuel loading and operation under the combined license will not be affected by the granting of the petition unless the order is made immediately effective.