



**Pacific Gas and
Electric Company®**

James R. Becker
Site Vice President

Diablo Canyon Power Plant
Mail Code 104/5/601
P. O. Box 56
Avila Beach, CA 93424

805.545.3462
Internal: 691.3462
Fax: 805.545.6445

May 19, 2010

PG&E Letter DCL-10-055

U.S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, DC 20555-0001

Docket No. 50-275, OL-DPR-80
Docket No. 50-323, OL-DPR-82
Diablo Canyon Power Plant Units 1 and 2
2009 Annual Commitment Change Summary Report

Dear Commissioners and Staff:

In accordance with NEI 99-04, "Guidelines for Managing NRC Commitment Changes," Revision 0, endorsed by the NRC in SECY-00-0045, Pacific Gas and Electric Company (PG&E) is submitting the enclosed Commitment Change Summary Report for Diablo Canyon Power Plant, Units 1 and 2. The report provides a summary of the regulatory commitment changes that were considered by NEI 99-04 to require notification and occurred during the period January 1, 2009, through December 31, 2009. The summary for each change includes identification of the source document(s), a description of the original and revised commitments, and a justification for the change.

The regulatory commitment changes described in the report were processed in accordance with the NEI guideline, and were determined to not require prior NRC approval. The report does not include commitment changes that are contained in 10 CFR 50.59 evaluation summary reports, or in other submittals previously transmitted to the NRC.

PG&E makes no regulatory commitments (as defined by NEI 99-04) in this letter.

Sincerely,



James R. Becker

swh/64018345

Enclosure

cc: Elmo E. Collins, Regional Administrator, NRC Region IV
Michael S. Peck, NRC Senior Resident Inspector
Alan B. Wang, NRC Project Manager

A member of the STARS (Strategic Teaming and Resource Sharing) Alliance

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**SUMMARY OF REGULATORY COMMITMENT CHANGES
JANUARY 1, 2009, THROUGH DECEMBER 31, 2009**

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1.0 Nondestructive Examination of Lifting Rigs

Source Document(s)

PG&E Letter DCL 83-729
PG&E Letter DCL 83-729
ASME N45 2.15 - 1981

Original Commitment

The major load-bearing welds and critical areas shall be nondestructively examined when the RPV head and internals lift rigs are repainted every ten years. This examination may be in accordance with Westinghouse specifications used in the original examination or in accordance with ANSI N14.6-1978 Section 5.5.

Revised Commitment

The major load-bearing welds and critical areas shall be nondestructively examined when the RPV head and internals lift rigs are repainted every ten years. This examination may be in accordance with Westinghouse specifications used in the original examination or in accordance with ANSI N14.6-1978 Section 5.5 or ANSI N45.2.15-1981 Section 6.2.

Justification for Change

A reference was added to the standard PG&E uses to inspect the reactor head lifting devices along with including the inspection procedures for the new reactor head lifting device. SAPN 50264244 documents our design and licensing basis for this update.

2.0 Bare Metal Visual (BMV) Inspection of Reactor Pressure Vessel (RPV) Bottom Heads

Source Document(s)

PG&E Letter DCL 03-008
PG&E Letter DCL 03-151
ASME Code Case N-722

Original Commitment

"Inspection of the bottom reactor vessel head, including insulation removal sufficient to permit the inspection of the surface, will be performed once every other refueling outage per ASME code case N-722 (Federal Register 9/10/08) beginning in 2R11 (February 2003) and 1R12 (April 2004) to inspect for corrosion" (DCL 03-008).

"Subsequent refueling outages in Unit 1 and Unit 2 will repeat the visual examination of all 58 BMI penetrations, including 100 percent of the circumference of each penetration as it enters the Reactor Vessel lower head, and the areas surrounding the tubes every third outage consistent with the commitment in PG&E Letter DCL 03-008. [This was] superseded by ASME code case N-722 with conditions as stated in the 9/10/08 amendment to the federal register.

This frequency will continue until such time that industry experience or regulatory guidance indicates a modification of the inspection frequency or method is warranted" (DCL 03-151).

Revised Commitment

Commitment deleted.

Justification for Change

The September 10, 2008, amendment to the Federal Register mandates this Inservice Inspection (ISI) program be augmented to include BMV inspection of the reactor bottom head. The exams are to be performed in accordance with ASME Section XI Code Case N-722 on an every-other-outage frequency. This requirement exceeds the original [PG&E] commitment. The ISI Program Plan change is addressed on SAPN 50033145, Task 17. Reactor bottom head BMV implementing Orders are 64002458 and 64002459 for Unit 1 and Unit 2, respectively. Reporting of results will now be in accordance with ASME Section XI requirements since examinations are part of the ASME XI ISI program.

3.0 Bare Metal Visual (BMV) Inspections of Reactor Top Heads

Source Document(s)

NRC Order EA-03-009
ASME Code Case N-729-1

Original Commitment

"Pacific Gas and Electric will perform BMV inspections on Unit 1 and Unit 2 reactor top heads on a refueling outage frequency beginning with 1R12 and 2R12. PG&E will perform a visual inspection to detect boric acid leaks from pressure retaining components above the RPV head on frequency as specified in ASME Code Case N-729-1 (for existing heads=every outage, for new heads=every third RFO or 5 years, whichever is less). If a leak or boric acid deposit is detected on the surface of the RPV head or related insulation, an additional investigation on the integrity of the affected area will be conducted."

Revised Commitment

Commitment deleted.

Justification for Change

The September 10, 2008, amendment to the Federal Register mandates the ISI program be augmented to include these BMV inspections of the closure head. The exams are to be performed in accordance with ASME Section XI code case N-729-1 with the conditions stated in the Final Rule. The Federal Register states, in part: "Once a licensee implements this requirement, the First Revised NRC Order EA-03-009 no longer applies to the licensee and shall be deemed to be withdrawn." The ISI Program Plan change is addressed in SAPN 50033145 Task 15. Reactor closure head BMV implementing orders are SAPN 64002799 and 64002800 for Unit 1 and Unit 2, respectively. Reporting of results will now be in accordance with ASME Section XI requirements since examinations are part of the ASME XI ISI program. Frequency of inspections is now addressed by code case N-729-1.