From: Alyse L. Peterson
To: Guzman, Richard
Subject: RE: NRC request for State Consultation for LAR - Nine Mile Point Nuclear Station, Unit 2
Date: Tuesday, August 09, 2011 11:21:09 AM

Good morning Rich,

We oppose granting of the referenced license amendment request at the current time.

Constellation is asking to extend the allowed outage time for Division 1 and 2 Emergency Diesel Generators (EDG's) from 72 hours (3 days) to 14 days. Constellation cites that approval of this amendment will have benefits to the station, mainly in the ability to do inspections, maintenance and overhaul activities while the plant is in operation. This will remove some work from refueling outages which may improve the EDG's availability during that period. Otherwise the benefits appear to be more cost savings at the risk of not having the EDG's available for this extended period of time.

The event at Fukushima was exacerbated by the total loss of on- and off-site power, including the Emergency Diesel Generators. The NRC's preliminary review revealed several issues and concerns with the loss of off-site and on-site AC power from the EDG's (referred to as a station black-out (SBO)). Specifically the NRC has cited in their 90-day report a recommendation "...that the NRC strengthen SBO mitigation capability at all operating and new reactors for design-basis and beyond-design-basis external events. (Section 4.2.1)"

Now is not the time to be approving amendments that will increase the amount of time that any EDG AC power source is allowed to be out of service. The approval of this License Amendment for Nine Mile 2, or for any plant, would be contrary to the NRC's recommendation. Until the NRC provides specific direction with respect to how it intends to strengthen SBO mitigation, approval of requests such as this would not be in the best interest of providing the best protection of the public.

Sincerely,

Alyse Peterson, P.E.
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State Liaison Officer Designee
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From: Guzman, Richard [mailto:Richard.Guzman@nrc.gov]

Sent: Monday, July 25, 2011 4:18 PM
To: Alyse L. Peterson
Subject: RE: NRC request for State Consultation for LAR - Nine Mile Point Nuclear Station, Unit 2

Hello Alyse,

The NRC staff is preparing for issuance the following license amendment:

NMP Unit No. 2 (NMP2) LICENSE AMENDMENT REQUEST REGARDING EXTENSION OF COMPLETION TIME FOR AN INOPERABLE DIVISION 1 OR DIVISION 2 DIESEL GENERATOR (TAC NO. ME3736)

Date of Submittal: March 31, 2010 (ADAMS Accession No. ML100900460), supplemented June 1, 2010 (ML101600452), December 29, 2010 (ML110110165), January 14, 2011 (ML110250271), February 25, 2011 (ML110670424), April 27, 2011 (ML11119A137), July 25, 2011.

Federal Register Notice: July 13, 2010 (75 FR 39980)

Brief Description: The proposed amendment would modify NMP2 Technical Specification (TS) Section 3.8.1, "AC Sources - Operating," to extend the Completion Time for an inoperable Division 1 or Division 2 diesel generator from 72 hours to 14 days. The proposed amendment represents a risk-informed licensing change.

Please let me know if there are any comments from the State related to this amendment request which I project for issuance within the next two weeks. For more information on this amendment, you can refer to the Federal Register notice referenced above. Please let me know if you have any questions or comments.

Thanks,

Rich Guzman
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NRR/DORL
US NRC
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