

Levy Nuclear Plant Units 1 and 2

COL Application

Part 1

General and Financial Information

Revision 4

|

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

TABLE OF CONTENTS

<u>Section</u>	<u>Title</u>	<u>Page</u>
1.0	GENERAL AND FINANCIAL INFORMATION.....	1-1
1.1	GENERAL INFORMATION.....	1-1
1.1.1	NAME OF APPLICANT.....	1-1
1.1.2	ADDRESS OF APPLICANT.....	1-2
1.1.3	DESCRIPTION OF BUSINESS OCCUPATION OF APPLICANT.....	1-2
1.1.4	ORGANIZATION AND MANAGEMENT OF APPLICANT.....	1-2
1.1.5	CLASS AND PERIOD OF LICENSE SOUGHT AND AUTHORIZED USES	1-5
1.1.6	ALTERATION SCHEDULE.....	1-5
1.1.7	REGULATORY AGENCIES AND LOCAL PUBLICATIONS.....	1-5
1.1.8	RADIOLOGICAL EMERGENCY RESPONSE PLANS.....	1-6
2.0	FINANCIAL QUALIFICATIONS.....	2-1
2.1	CONSTRUCTION COSTS.....	2-1
2.2	OPERATING COSTS.....	2-4
3.0	DECOMMISSIONING FUNDING ASSURANCE.....	3-1
3.1	DECOMMISSIONING COSTS AND FUNDING - STATUS REPORTING	3-1
3.2	RECORDKEEPING PLANS RELATED TO DECOMMISSIONING FUNDING .	3-1
4.0	RESTRICTED DATA AND CLASSIFIED NATIONAL SECURITY INFORMATION.....	4-1
APPENDIX A	DECOMMISSIONING REPORT.....	A-1

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

LIST OF TABLES

<u>Number</u>	<u>Title</u>
A-1	Decommissioning Costs per Unit for LNP 1 and 2

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

1.0 GENERAL AND FINANCIAL INFORMATION

1.1 GENERAL INFORMATION

Pursuant to Sections 103 and 185(b) of the Atomic Energy Act, and 10 CFR Part 52, Subpart C, Florida Power Corporation doing business as Progress Energy Florida, Inc., a wholly-owned subsidiary of Progress Energy, Inc. (Progress Energy), hereby applies to the U.S. Nuclear Regulatory Commission (NRC) for a combined license (COL) to construct and operate Levy Nuclear Plant, Units 1 and 2 (LNP 1 and 2). LNP 1 and 2 is a two-unit Westinghouse AP1000 standard design for a pressurized water reactor. Progress Energy Florida, Inc., also applies for such other licenses as would be required to receive, possess and use source, special nuclear and byproduct material in connection with the operation of LNP 1 and 2.

On July 2, 2012, a merger occurred between Duke Energy Corporation and Progress Energy, Inc., the holding company of Progress Energy Florida, Inc. Through this merger, Duke Energy Corporation became the holding company of Progress Energy, Inc. Progress Energy, Inc. continues to be the holding company of Progress Energy Florida, Inc. Following this merger, Duke Energy Corporation, as the ultimate holding company of Progress Energy Florida, Inc., is now the largest electric power holding company in the United States with more than \$100 billion in total assets. Duke Energy Corporation is duly organized and existing under the laws of the State of Delaware. The company's general office, and principal place of business, is located in Charlotte, North Carolina, and through its subsidiaries, also transacts business on a regular basis in South Carolina, Kentucky, Ohio, Florida, and Indiana. It is an investor-owned corporation focused on electric power and gas distribution operations, and other energy services in both North and South America. Through its regulated electric and gas utility operating companies, Duke Energy Carolinas, Duke Energy Ohio, Duke Energy Indiana, Duke Energy Kentucky, Progress Energy Carolinas and Progress Energy Florida, Duke Energy Corporation operates more than 58,000 MW of regulated electric generation and 8,100 MW of unregulated electric generation in the United States. A diverse fuel mix of nuclear, coal-fired, hydro-electric and combustion-turbine generation allows Duke Energy Corporation to provide this generating capacity to more than 7 million electric and 0.5 million gas customers located in the combined service territories of these operating companies. Duke Energy Corporation is a Fortune 250 company, and its shares are publicly held and listed for trading on the New York Stock Exchange under the symbol DUK.

In addition to this Combined License Application (COLA) for LNP 1 and 2, Progress Energy Carolinas has submitted a COLA in 2008 to construct and operate two AP1000 nuclear units at the Shearon Harris Nuclear Power Plant site near Raleigh, North Carolina and Duke Energy Carolinas submitted a COLA in 2007 to construct and operate two AP1000 nuclear units at the Lee Nuclear site in Cherokee County, South Carolina.

This application and supporting environmental report are intended to provide sufficient information for the NRC to complete its technical and environmental reviews and allow the NRC to make the finding required by 10 CFR 52.97 in support of the issuance of a COL for LNP 1 and 2. The following is the application filing and content information required by 10 CFR 50.33.

1.1.1 NAME OF APPLICANT

Progress Energy Florida, Inc.

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

1.1.2 ADDRESS OF APPLICANT

Progress Energy Florida, Inc.
100 Central Avenue
St. Petersburg, FL 33701-3324

1.1.3 DESCRIPTION OF BUSINESS OCCUPATION OF APPLICANT

Progress Energy, Inc. is a holding company that includes regulated subsidiaries, Progress Energy Florida, Inc. (PEF) and Progress Energy Carolinas, Inc. (PEC). Progress Energy, Inc. is now a wholly-owned subsidiary of Duke Energy Corporation. PEF is primarily engaged in the generation, transmission, distribution, and sale of electricity in portions of central and north Florida. PEF serves approximately 1.7 million customers in a territory encompassing over 20,000 square miles, including the cities of St. Petersburg, Clearwater, and areas surrounding Orlando.

PEF is primarily engaged in the generation, distribution, and sale of electricity in portions of Florida. PEF owns and operates the Crystal River plant.

- Crystal River - The single-unit, 838-MW Crystal River Nuclear Plant is located near Crystal River, FL, on a site that also includes four coal-fired generating units that generate 2,313 MW.

Progress Energy, Inc. is subject to regulation by the Federal Energy Regulatory Commission (FERC) under the regulatory provisions of the Public Utility Holding Company Act of 2005 (PUHCA 2005). PEC and PEF are regulated public utilities. PEC is subject to the regulatory provisions of the North Carolina Utilities Commission (NCUC), the Public Service Commission of South Carolina (SCPSC), the NRC and the FERC. PEF is subject to the regulatory provisions of the Florida Public Service Commission (FPSC), the NRC and the FERC.

1.1.4 ORGANIZATION AND MANAGEMENT OF APPLICANT

PEF is a corporation organized and existing under the laws of the State of Florida. PEF is a wholly-owned subsidiary of Progress Energy, which is a wholly-owned subsidiary of Duke Energy Corporation. The shares of common stock of Duke Energy Corporation are publicly traded and widely held. The directors and officers of Duke Energy Corporation are U. S. citizens. Neither Duke Energy Corporation, Progress Energy, Inc., nor PEF are owned, controlled, or dominated by any alien, foreign corporation, or foreign government. PEF makes this application on its own behalf and is not acting as an agent or representative of any other person.

The names of Duke Energy Corporation directors and principal officers are listed below. The business address of the Duke Energy Corporation directors and principal officers is Duke Energy Corporation, 526 South Church Street, Charlotte, NC 28202. All persons listed are U. S. citizens.

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

Director

John D. Baker II

William Barnet III

G. Alexander Bernhardt, Sr.

Michael G. Browning

Harris. E DeLoach, Jr.

Daniel R. DiMicco

John H. Forsgren

Ann Maynard Gray

James H. Hance, Jr.

James B. Hyler, Jr.

E. Marie McKee

E. James Reinsch

James T. Rhodes

James E. Rogers

Carlos A. Saladrigas

Philip R. Sharp

Theresa M. Stone

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

Principal Officers^(a)

James E. Rogers
Chairman, President, and Chief Executive Officer

Lynn J. Good
Executive Vice President – Finance and Chief
Financial Officer

Dhiaa M. Jamil
Executive Vice President – Nuclear Generation
and Chief Nuclear Officer

Jeffrey (Jeff) J. Lyash
Executive Vice President – Energy Supply

Marc E. Manly
Executive Vice President – General Counsel and
Chief Legal Officer

Lee Mazzocchi
Senior Vice President – Innovation and
Improvement/Chief Integration and Innovation
Officer

B. Keith Trent
Executive Vice President – Regulated Utilities

Bill Tyndall
Senior Vice President and Special Policy Advisor

Jennifer L. Weber
Executive Vice President – Human Resources and
Communications/Chief Human Resources Officer

Lloyd M. Yates
Executive Vice President – Customer Operations

Steven K. Young
Chief Accounting Officer and Controller

a) Due to the recent merger, several principal officer positions are currently vacant. Efforts are underway to name individuals to these roles.

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

1.1.5 CLASS AND PERIOD OF LICENSE SOUGHT AND AUTHORIZED USES

PEF requests issuance of a Class 103 Facility Operating License for a period of no less than 40 years beyond the Commission's determination in 10 CFR 52.103(g) or allowing operation during an interim period under 52.103(c). LNP 1 and 2 will be used to produce electricity for sale.

In addition, this application is for the necessary licenses issued under 10 CFR 30, 10 CFR 40, and 10 CFR 70 to receive, possess, and use byproduct, source and special nuclear material. Special nuclear material shall be in the form of reactor fuel and spent fuel, in accordance with limitations for storage and amounts required for reactor operation, as described in Part 2 of this application. Byproduct, source, and special nuclear material shall be in the form of sealed neutron sources for reactor startup and sealed sources for reactor instrumentation, radiation monitoring equipment, calibration, and fission detectors in amounts as required. In preparation for the initial fuel loading, limitations on byproduct material and Part 40 specifically licensed source material will be as described in this application. Following the 52.103(g) finding, byproduct, source, and special nuclear material in amounts as required, without restriction to chemical or physical form, shall be for sample analysis, instrument and equipment calibration, or associated with radioactive apparatus or components.

1.1.6 ALTERATION SCHEDULE

PEF does not propose to alter any production or utilization facility in connection with this application.

1.1.7 REGULATORY AGENCIES AND LOCAL PUBLICATIONS

The Federal Energy Regulatory Commission and the FPSC are the principal regulators of PEF's electric operations in Florida.

Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Area and local news publications and addresses are provided below.

Citrus County Chronicle
1624 N. Meadowcrest Blvd
Crystal River, FL 34429

Ocala Star Banner
2121 S. W. 19th Avenue Road
Ocala, FL 34474

Chiefland Citizen
PO Box 980

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

Chiefland, FL 32644

Nature Coast Newscaster
PO Box 64
Yankeetown, FL 34498

1.1.8 RADIOLOGICAL EMERGENCY RESPONSE PLANS

Progress Energy's approach for development of the Levy Nuclear Plant Units 1 and 2 Emergency Plan submitted as part of the COL application (COLA) involved development of an emergency plan based on current NRC and Federal Emergency Management Agency (FEMA) requirements and regulatory guidance into a document that addresses emergency preparedness for a new 2-unit site.

Emergency Preparedness Program elements described in the Levy Nuclear Plant Units 1 and 2 Emergency Plan are based, in part, on the elements currently in place at the Crystal River 3 (CR3) Nuclear Plant and described in the CR3 Radiological Emergency Response Plan, which meets all current NRC requirements and FEMA guidance.

Elements of the current CR3 Emergency Plan and the capability of the on-site and off-site emergency organizations to respond to, and recover from a classified emergency have been successfully demonstrated in actual events, periodic drills, and NRC/FEMA evaluated exercises in support of CR3. NRC Emergency Plan programmatic inspections and periodic independent 10 CFR 50.54 (t) audits indicate that the current CR3 Emergency Plan and Emergency Preparedness Program is maintained and updated appropriately in accordance with NRC requirements.

The Levy Nuclear Plant Units 1 and 2 Emergency Plan describes similar Emergency Preparedness Program elements and processes as the CR3 Radiological Emergency Response Plan; and both plans provide "reasonable assurance that adequate protective measures can and will be taken in the event of a radiological emergency".

The COLA emergency plan meets all current NRC requirements and regulatory guidance and was developed as a comprehensive "complete and integrated" emergency plan, in accordance with Regulatory Guide 1.206, Section C.I.13.3.1. The Levy Nuclear Plant Units 1 and 2 Emergency Plan, in conjunction with State and county plans, assures that adequate protective measures can be taken to protect on-site personnel and the public in the event of an emergency at the site.

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

2.0 FINANCIAL QUALIFICATIONS

2.1 CONSTRUCTION COSTS

***Proprietary Information – Withheld under 10 CFR 2.390 (a)(4)
(See COL Application Part 9.1)***

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

***Proprietary Information – Withheld under 10 CFR 2.390 (a)(4)
(See COL Application Part 9.1)***

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

*Proprietary Information – Withheld under 10 CFR 2.390 (a)(4)
(See COL Application Part 9.1)*

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

2.2 OPERATING COSTS

Progress Energy Florida, Inc. (PEF) is a wholly owned subsidiary of Progress Energy, Inc., which is in turn a wholly-owned subsidiary of Duke Energy Corporation. Progress Energy Florida, Inc. is an electric utility as defined in 10 CFR 50.2. PEF generates and distributes electricity and recovers the cost of this electricity through cost-of-service based rates established by the FPSC, and FERC. Thus, as addressed in 10 CFR 50.33(f), estimates of operating costs for the first 5 years of operation are not required to be submitted.

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

3.0 DECOMMISSIONING FUNDING ASSURANCE

In accordance with 10 CFR 50.33(k) and 10 CFR 50.75(b), a decommissioning report is provided as Appendix A. This report certifies that decommissioning will be provided in an amount no less than the amount required by 10 CFR 50.75(c)(1) adjusted using a rate at least equal to that stated in 10 CFR 50.75(c)(2). This amount is currently \$373,401,957 for each unit. Updated certifications and financial instruments will be submitted in accordance with 10 CFR 50.75(e)(3); and after the NRC publishes notice in the Federal Register under 10 CFR 52.103(a), the decommissioning funding amount will be adjusted using a rate at least equal to that stated in 10 CFR 50.75(c)(2). The decommissioning funding amount will be covered by PEF by the external sinking fund method. PEF will collect decommissioning funding contributions through regulated, cost-of-service based rates.

3.1 DECOMMISSIONING COSTS AND FUNDING - STATUS REPORTING

In accordance with 10 CFR 50.75(e)(3), PEF will, two years before and one year before the scheduled date for initial loading of fuel, submit a report containing a certification updating the information described in 10 CFR 50.75(b)(1). PEF will periodically report on the status of decommissioning funding on LNP 1 and 2.

3.2 RECORDKEEPING PLANS RELATED TO DECOMMISSIONING FUNDING

In accordance with 10 CFR 50.75(g), PEF will retain records, until the termination of the license, of information important to the safe and effective decommissioning.

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

4.0 RESTRICTED DATA AND CLASSIFIED NATIONAL SECURITY INFORMATION

The combined license application for LNP 1 and 2 does not contain any Restricted Data or other Classified National Security Information, nor does it result in any change in access to any Restricted Data or National Security Information. In addition, it is not expected that activities conducted in accordance with the proposed combined license will involve such information. However, in the event that such information does become involved, and in accordance with 10 CFR 50.37, "Agreement limiting access to Classified Information," PEF will not permit any individual to have access to, or any facility to possess, Restricted Data or Classified National Security Information until the individual and/or facility has been approved for such access under the provisions of 10 CFR 25, "Access Authorization," and/or 10 CFR 95, Facility Security Clearance and Safeguarding of National Security Information and Restricted Data."

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

APPENDIX A DECOMMISSIONING REPORT

Table A-1 provides the estimate of the total decommissioning costs, in 2007 dollars, for each LNP unit, using the formula given in 10 CFR 50.75. This is based on a thermal power rating for the AP1000 of 3400 Megawatts, thermal (MWt).

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

**Table A-1
Decommissioning Costs per Unit for LNP 1 and 2**

Levy AP1000 NUCLEAR POWER UNIT (PWR) CALCULATION OF CERTIFICATION AMOUNT PER THE NUCLEAR REGULATORY COMMISSION - DECEMBER 2007 UPDATE -			
NRC REQUIRED MINIMUM DECOMMISSIONING AMOUNTS APPLICABLE (based on 10 CFR 50.75(c))*			
MINIMUM AMOUNT (JAN. 1986 DOLLARS) REQUIRED TO DEMONSTRATE REASONABLE ASSURANCE OF FUNDS FOR DECOMMISSIONING:			
Planned Reactor Power = 3400 MWt			
NRC Minimum Amount	=		\$105,000,000
Cost Elements in 1986 dollars:			
FORMULA*	=	.65L + .13E + .22B	
		L = ESCALATION FACTOR FOR LABOR	
		E = ESCALATION FACTOR FOR ENERGY	
		B = ESCALATION FACTOR FOR WASTE BURIAL	
		LABOR COSTS	
		.65 x \$105,000,000	= \$68,250,000
		ENERGY COSTS	= 13,650,000
		.13 x \$105,000,000	=
		WASTE BURIAL	= 23,100,000
		.22 x \$105,000,000	=
			<u>\$105,000,000</u>
ESCALATION OF COST FACTORS TO DECEMBER 2007:			
LABOR		\$68,250,000 x 106.7 x 1.98 /100	(1) = \$144,189,045
ENERGY (2)	.58P x \$13,650,000	= 7,917,000 x 180.5/114.2	(2) = 12,513,297
	.42F x \$13,650,000	= 5,733,000 x 230.6/82.0	(2) = 16,122,315
WASTE BURIAL		\$23,100,000 x 8.683/1.000	(3) = <u>200,577,300</u>
MINIMUM AMOUNT OF DECOMMISSIONING COSTS (IN DECEMBER 2007 DOLLARS)			<u>\$373,401,957</u>
			MINIMUM AMOUNT OF DECOMMISSIONING COSTS PER NRC FORMULA (DECEMBER 2007 DOLLARS)
<u>PARTICIPANTS</u>		<u>PERCENTAGE SHARE</u>	
Power Agency		0.0000%	\$0
SUBTOTAL - PARTICIPANTS			\$0
PROGRESS ENERGY FLORIDA		100.0000%	\$373,401,957
TOTAL		100.0000%	<u>\$373,401,957</u>

**Levy Nuclear Plant Units 1 and 2
COL Application
Part 1, General and Financial Information**

Notes:

Labor and Energy indices are from the U.S. Department of Labor, Bureau of Labor Statistics, <http://stats.bls.gov>

- (1) The labor adjustment factor has two components:
 - (a) The December 2005 base labor adjustment factor of 1.98 for the South Region (based on January 1986 index base value of 100), sourced from NUREG-1307 Rev. 12 Table 3.2;
 - (b) The December 2007 Employment Cost Index (ECI) of 106.7 (based on the December 2005 index base value of 100), sourced from Bureau of Labor Statistics Internet Data Page.
- (2) Energy costs are composed of 58% electrical power and 42% fuel oil (per NUREG-1307).
The escalation factor for electrical power is the December 2007 value of 180.5 divided by the January 1986 base value of 114.2.
The escalation factor for light fuel oil is the December 2007 value of 230.6 divided by the January 1986 base value of 82.0.
- (3) The escalation factor for waste burial is sourced from NUREG-1307 Rev. 12, Table 2.1.