

Departure from Technical Specifications

Conditions assumed in draft template include:

Entry to ELAP will be at 1hr and plant will exit Technical Specifications [TS] requirements.

Regulatory basis for this assumption is unclear and could prompt a request for additional information.

50.54(x) Allowance for departure

As discussed in the 50.54(x) Statement of Considerations (SOC), 48 FR 13966, prior to the rulemaking NRC regulations did not permit deviations from TS under any circumstances. 50.54(x) purpose was to allow such departures in appropriate circumstances. The SOC further states that TS can be amended by NRC and the rule is not intended to apply in circumstances where time allows this process to be followed.

Standard Technical Specifications

NUREG 1432

LCO 3.8.1 H – for 3 or more ac sources inoperable, enter LCO 3.0.3 immediately.

LCO 3.0.3 – Action shall be initiated within 1 hour to place the unit in ... Mode 5 [cold shutdown] within 37 hours

Loss of ac power emergency operating procedures

Consideration of conformance to TS was formerly limited to 50.63 specified durations, which had a maximum of 16 hours. EA-12-049 has no maximum duration.

Do current EOPs conform to TS? 50.59 screening may not be applicable because the departure from TS is not due to a change in the EOP.

Path Forward

Options

- **Clearly identify regulatory basis for departing from TS requirements (invocation of 50.54(x)?)**
 - **Is there time for an amendment of the license to be approved by NRC?**
- **TSTF?**
- **Conforming license amendment to TS?**