



Tennessee Valley Authority, 1101 Market Street, Chattanooga, Tennessee 37402-2801

EA-12-051

July 29, 2013

10 CFR 2.202

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

Bellefonte Nuclear Plant, Units 1 and 2  
Construction Permit Nos. CPPR-122 and CPPR-123  
NRC Docket Nos. 50-438 and 50-439

Subject: **Tennessee Valley Authority – Proposed Alternative Submittal of the Overall Integrated Plans in Response to March 12, 2012, Commission Order Modifying Licenses with Regard to Reliable Spent Fuel Pool Instrumentation (Order Number EA-12-051) for Bellefonte Nuclear Plant Units 1 and 2**

- References:
1. NRC Order Number EA-12-051, "Issuance of Order to Modify Licenses with Regard to Reliable Spent Fuel Pool Instrumentation," dated March 12, 2012 (ML12054A679)
  2. NRC Interim Staff Guidance JLD-ISG-2012-03, "Compliance with Order EA-12-051, Reliable Spent Fuel Pool Instrumentation," Revision 0, dated August 29, 2012 (ML 12221A339)
  3. NEI 12-02, "Industry Guidance for Compliance with NRC Order EA-12-051, 'To Modify Licenses with Regard to Reliable Spent Fuel Pool Instrumentation,' Revision 1, August 2012 (ML12240A307)
  4. Letter from TVA to NRC, "Tennessee Valley Authority (TVA) – Initial Status Report in Response to March 12, 2012, Commission Order Modifying Licenses with Regard to Requirements for Reliable Spent Fuel Pool Instrumentation (Order Number EA-12-051)," dated October 29, 2012 (ML12307A105)
  5. Commission Policy Statement on Deferred Plants, dated October 14, 1987 (52 FR 38077)

D030  
NKR

July 29, 2013

On March 12, 2012, the Nuclear Regulatory Commission (NRC) issued an immediately effective order (Order Number EA-12-051) entitled "Order Modifying Licenses with Regard to Reliable Spent Fuel Pool Instrumentation (Effective Immediately)" to "All Power Reactor Licenses and Holders of Construction Permits in Active or Deferred Status" (Reference 1). On August 29, 2012 the NRC issued the final interim staff guidance (Reference 2) that endorsed the industry guidance (Reference 3) related to Order EA-12-051. On October 29, 2012, TVA provided an initial status report (Reference 4) describing plans related to Order EA-12-051. NRC Order EA-12-051, Section IV, Condition C.1.b requires submission of an overall integrated plan within one (1) year after issuance of the final interim staff guidance (Reference 2), including a description of how the requirements described in Attachment 2 of the Order will be achieved.

The purpose of this letter is to request that the Director, Office of Nuclear Reactor Regulation (NRR), relax Condition C.1.b based upon the good cause described herein and authorize TVA to submit the overall integrated plans by the dates that TVA submits construction reactivation letters for Bellefonte Units 1 and 2, respectively.

As of the date of this letter, Bellefonte Units 1 and 2 remain in deferred plant status. At least 120 days before TVA expects to resume construction at Bellefonte Units 1 and 2, TVA will submit letters to the Director of NRR providing the information specified by Section III.A.6 of the Commission Policy Statement on Deferred Plants (Reference 5) to the extent that the information has not been submitted during the deferral period. The information required by Condition C.1.b of Order EA-12-051 is encompassed by Section III.A.6.e of the Commission Policy Statement on Deferred Plants, which states that the licensee should submit a "list of any new regulatory requirements applicable to the plant that have become effective since plant construction was deferred, together with a description of the licensee's proposed plans for compliance with these requirements or a commitment to submit such plans by a specified date."

Based upon the above information, TVA requests the Director, NRR, authorize TVA to comply with Condition C.1.b of Order EA-12-051 by submitting the overall integrated plans for Bellefonte Units 1 and 2 as part of TVA's submission under Section III.A.6 of the Commission Policy Statement on Deferred Plants by the respective dates that TVA submits the letters to reactivate construction at Bellefonte Units 1 and 2.

There are no regulatory commitments contained in this letter.

If you have any questions or require additional information, please do not hesitate to contact Martin Bryan at (256) 574-8265.

Respectfully,



K. D. Stinson  
Vice President  
Bellefonte Project

cc: See page 4

Subscribed and sworn to before me

on this 29th day of July 2013

Kimberly Robbins  
Notary Public

My Commission Expires 04/27/2016

cc:

Eric J. Leeds, Director  
U.S. Nuclear Regulatory Commission  
One White Flint North, 13H16M  
11555 Rockville Pike  
Rockville, Maryland 20852-2738

Robert C. Haag  
U.S. Nuclear Regulatory Commission  
Region II  
Marquis One Tower  
245 Peachtree Center Ave. NE, Suite 1200  
Atlanta, Georgia 30303-1257

Jessie F. Quichocho, Chief for Plant  
Licensing Branch II-2  
U.S. Nuclear Regulatory Commission  
One White Flint North, 8G9A  
11555 Rockville Pike  
Rockville, Maryland 20852-2738

Christopher J. Even  
U.S. Nuclear Regulatory Commission  
Region II  
Marquis One Tower  
245 Peachtree Center Ave. NE, Suite 1200  
Atlanta, Georgia 30303-1257

Justin C. Poole, Sr. Project Manager  
U.S. Nuclear Regulatory Commission  
One White Flint North, 8G9A  
11555 Rockville Pike  
Rockville, Maryland 20852-2738

Victor M. McCree, Regional Administrator  
U.S. Nuclear Regulatory Commission  
Region II  
Marquis One Tower  
245 Peachtree Center Ave. NE, Suite 1200  
Atlanta, Georgia 30303-1257

Frederick D. Brown, Deputy Regional  
Administrator for Construction  
U.S. Nuclear Regulatory Commission  
Region II  
Marquis One Tower  
245 Peachtree Center Avenue NE, Suite 1200  
Atlanta, Georgia 30303-1257