



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

May 3, 2019

Holders of Licenses for Operating
Power Reactors as Listed in the Enclosure

SUBJECT: WITHDRAWAL OF CERTAIN POWER REACTOR SECURITY ORDERS
APPLICABLE TO NUCLEAR POWER PLANTS

Following the terrorist attacks on September 11, 2001, the U.S. Nuclear Regulatory Commission (NRC) supplemented the security measures required for protection against the design-basis threat at nuclear power reactor facilities through a series of security orders. These orders established new requirements for plant security, emergency preparedness, and training enhancements.

Following the issuance of the orders, each operating reactor licensee addressed the actions in the power reactor security orders in a response to the NRC. In its review of licensees' responses to the security orders, the NRC staff (the staff) found that licensees had incorporated many of the order requirements into their respective NRC-approved physical security, emergency preparedness, training and qualification, and safeguards contingency plans.

The NRC amended Title 10 of the *Code of Federal Regulations* (10 CFR) Parts 50, 52, 72, and 73, including Appendices B and C to Part 73, through a final rule ("Power Reactor Security Requirements") published in the *Federal Register* on March 27, 2009 (74 FR 13925). The rulemaking codified generically applicable security requirements previously issued by orders and updated the existing power reactor security requirements. The rule became effective on May 26, 2009. The NRC required licensees to be in compliance with the final rule no later than March 31, 2010.

The power reactor security rulemaking incorporated all or part of the requirements set forth in the following power reactor security orders:

- EA-02-026, "Order for Interim Safeguards and Security Compensatory Measures," dated February 25, 2002 (Partial)
- EA-02-261, "Order for Compensatory Measures Related to Access Authorization," dated January 7, 2003 (All)
- EA-03-039, "Order for Compensatory Measures Related to Training Enhancements on Tactical and Firearms Proficiency and Physical Fitness Applicable to Armed Nuclear Power Plant Security Force Personnel," dated April 29, 2003 (All)

Therefore, the NRC staff determined that the generically applicable security requirements set forth in the orders were adequately captured in the applicable NRC regulations, and the requirements of Orders EA-02-261 and EA-03-039 were withdrawn in their entirety, while the

requirements of Order EA-02-026 were withdrawn in part. Specifically, all requirements in Order EA-02-026 were withdrawn except Requirements B.1.a, B.5.d, and B.5.e.

Requirement B.5.d requires the licensee to review Safeguards and Emergency Plans and take actions to ensure that emergency onsite staffing, facilities, and procedures are adequate to accomplish actions necessary for response to terrorist threats. The Safeguards portion was previously addressed in security rulemakings through a final rule ("Power Reactor Security Requirements") published in the *Federal Register* on March 27, 2009 (74 FR 13925).

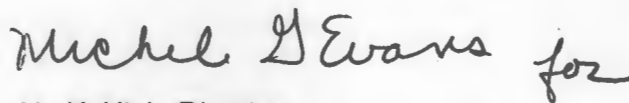
Requirement B.5.e requires the licensee to provide emergency action levels to ensure that a site-specific credible threat results in a declaration of at least a Notification of Unusual Event. It also requires the licensee to review and validate the strategy for escalation to higher event classifications.

The NRC subsequently amended the emergency preparedness regulations in 10 CFR Part 50, "Domestic Licensing of Production and Utilization Facilities," specifically, 10 CFR 50.47, "Emergency Plans," and Appendix E to 10 CFR Part 50, "Emergency Planning and Preparedness for Production and Utilization Facilities," through a final rule ("Enhancements to Emergency Preparedness Regulations") published in the *Federal Register* on November 23, 2011 (76 FR 72560). The rule became effective on December 23, 2011.

The three requirements in Order EA-02-026 that were not previously withdrawn had not been completely captured in regulations following the 2009 rulemaking. Requirements B.5.d (partially captured) and B.5.e (not captured) were incorporated into regulations via the November 2011 emergency preparedness final rule. Therefore, I hereby withdraw Requirements B.5.d and B.5.e of Order EA-02-026. The remaining requirement of Order EA-02-026 not covered by existing regulations (B.1.a) involves operator training and remains in effect.

Licensees should assess the impact that the withdrawal of these two requirements from Order EA-02-026 will have on their facility licenses and emergency plans to determine if any additional actions or changes are necessary to ensure compliance with the current regulatory requirements. Please contact your licensing project manager to facilitate resolution of any issue related to the information provided in this letter, or if you have any other questions.

Sincerely,



Ho K. Nieh, Director
Office of Nuclear Reactor Regulation

Docket Nos.: See enclosure

cc: Listserv

LIST OF APPLICABLE POWER REACTOR LICENSEES

Arkansas Nuclear One, Units 1 and 2

Entergy Operations, Inc.
Docket Nos. 50-313 and 50-368
License Nos. DPR-51 and NPF-6

ANO Site Vice President
Arkansas Nuclear One
Entergy Operations, Inc.
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Beaver Valley Power Station

First Energy Nuclear Operating Company
Docket Nos. 50-334 and 50-412
License Nos. DPR-66 and NPF-73

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Braidwood Station

Exelon Generation Company, LLC
Docket Nos. STN 50-456 and STN 50-457
License Nos. NPF-72 and NPF-77

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Browns Ferry Nuclear Plant

Tennessee Valley Authority
Docket Nos. 50-259, 50-260 and 50-296
License Nos. DPR-33, DPR-52 and DPR-68

Mr. Joseph W. Shea
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Tennessee Valley Authority
1101 Market Street, LP 4A
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Brunswick Steam Electric Plant

Duke Energy Progress, LLC
Docket Nos. 50-325 and 50-324
License Nos. DPR-71 and DPR-62

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Brunswick Steam Electric Plant
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Byron Station, Units 1 and 2

Exelon Generation Company, LLC
Docket Nos. STN 50-454 and STN 50-455
License Nos. NPF-37 and NPF-66

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Callaway Plant

Union Electric Company
Docket No. 50-483
License No. NPF-30

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Calvert Cliffs Nuclear Power Plant

Calvert Cliffs Nuclear Power Plant, LLC
Docket Nos. 50-317 and 50-318
License Nos. DPR-53 and DPR-69

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Catawba Nuclear Station

Duke Energy Carolinas, LLC
Docket Nos. 50-413 and 50-414
License Nos. NPF-35 and NPF-52

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Catawba Nuclear Station
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Clinton Power Station

Exelon Generation Company, LLC
Docket No. 50-461
License No. NPF-62

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Columbia Generating Station

Energy Northwest
Docket No. 50-397
License No. NPF-21

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Comanche Peak Nuclear Power Plant

Vistra Operations Company, LLC
Docket Nos. 50-445 and 50-446
License Nos. NPF-87 and NPF-89

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Vistra Operations Company, LLC
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Cooper Nuclear Station

Nebraska Public Power District
Docket No. 50-298
License No. DPR-46

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Docket No. 50-346
License No. NPF-3

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Diablo Canyon Power Plant
Pacific Gas and Electric Company
Docket Nos. 50-275 and 50-323
License Nos. DPR-80 and DPR-82

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Donald C. Cook Nuclear Plant
Indiana Michigan Power Company
Docket Nos. 50-315 and 50-316
License Nos. DPR-58 and DPR-74

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Grand Gulf Nuclear Station, Unit 1
Entergy Operations, Inc.
Docket No. 50-416
License No. NPF-29

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Dresden Nuclear Power Station
Exelon Generation Company, LLC
Docket Nos. 50-237 and 50-249
License Nos. DPR-19 and DPR-25

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Duane Arnold Energy Center
NextEra Energy Duane Arnold, LLC
Docket No. 50-331
License No. DPR-49

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Edwin I. Hatch Nuclear Plant, Units 1 and 2
Southern Nuclear Operating Co., Inc.
Docket Nos. 50-321 and 50-366
License Nos. DPR-57 and NPF-5

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DTE Electric Company
Docket No. 50-341
License No. NPF-43

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Indian Point Nuclear Generating Station, Units 1, 2, and 3

Entergy Nuclear Operations, Inc.
Docket Nos. 50-247 and 50-286
License Nos. DPR-26 and DPR-64

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James A. FitzPatrick Nuclear Power Plant

Entergy Generation Company, LLC
Docket No. 50-333
License No. DPR-59

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Joseph M. Farley Nuclear Plant

Southern Nuclear Operating Company, Inc.
Docket Nos. 50-348 and 50-364
License Nos. NPF-2 and NPF-8

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Limerick Generating Station

Exelon Generation Company, LLC
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License Nos. NPF-39 and NPF-85

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H. B. Robinson Steam Electric Plant, Unit 2

Duke Energy Progress, LLC
Docket No. 50-261
License No. DPR-23

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Duke Energy Progress, LLC
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Hope Creek Generating Station

PSEG Nuclear, LLC
Docket No. 50-354
License No. NPF-57

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Kewaunee Power Station

Dominion Energy Kewaunee, Inc.
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License No. DPR-43

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LaSalle County Station, Units 1 and 2

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Docket Nos. 50-373 and 50-374
License Nos. NPF-11 and NPF-18

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Millstone Nuclear Power Station

Dominion Energy Nuclear Connecticut, Inc.
Docket Nos. 50-336 and 50-423
License Nos. DPR-65 and NPF-49

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Monticello Nuclear Generating Plant

Northern States Power Company
Docket No. 50-263
License No. DPR-22

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Nine Mile Point Nuclear Station, Units 1 and 2

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Docket No. 50-220
License No. DPR-63

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North Anna Power Station, Units 1 and 2

Virginia Electric and Power Company
Docket Nos. 50-338 and 50-339
License Nos. NPF-4 and NPF-7

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Oconee Nuclear Station, Units 1, 2, and 3

Duke Energy Carolinas, LLC
Docket Nos. 50-269, 50-270 and 50-287
License Nos. DPR-38, DPR-47 and DPR-55

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Exelon Generation Company, LLC
Docket No. 50-219
License No. DPR-16

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Palisades Nuclear Plant

Entergy Nuclear Operations, Inc.
Docket No. 50-255
License No. DPR-20

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Palo Verde Nuclear Generating Station,
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Arizona Public Service Company
Docket Nos. 50-528, 50-529, and 50-530

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Peach Bottom Atomic Power Station
Exelon Generation Company, LLC
Docket Nos. 50-277 and 50-278
License Nos. DPR-44 and DPR-56

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Perry Nuclear Power Plant
FirstEnergy Nuclear Operating Company
Docket No. 50-440
License No. NPF-58

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Pilgrim Nuclear Power Station Unit No. 1
Entergy Nuclear Operations, Inc.
Docket No. 50-293
License No. DPR-35

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Point Beach Nuclear Plant
NextEra Energy Point Beach, LLC
Docket Nos. 50-266 and 50-301
License Nos. DPR-24 and DPR-27

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Prairie Island Nuclear Generating Plant, Units 1 and 2
Northern States Power Company - Minnesota
Docket Nos. 50-282 and 50-306
License Nos. DPR-42 and DPR-60

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Quad Cities Nuclear Power Station, Units 1 and 2
Exelon Generation Company, LLC
Docket Nos. 50-254 and 50-265
License Nos. DPR-29 and DPR-30

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License No. DPR-18

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River Bend Station
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Docket No. 50-458
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Docket Nos. 50-272 & 50-311
License Nos. DPR-70 and DPR-75

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Seabrook Nuclear Plant
NextEra Energy Seabrook, LLC
Docket No 50-443
License No. NFP-86

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Sequoyah Nuclear Plant
Tennessee Valley Authority
Docket Nos. 50-327 and 50-328
License Nos. DPR-77 and DPR-79

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Shearon Harris Nuclear Power Plant
Duke Energy Progress, LLC
Docket No. 50-400
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STP Nuclear Operating Company
Docket Nos. 50-498 and 50-499
License Nos. NPF-76 and NPF-80

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License Nos. DPR-32 and DPR-37

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Susquehanna Steam Electric Station

Susquehanna Nuclear, LLC
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License Nos. NPF-14 and NPF-22

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Turkey Point Nuclear Generating Station

Florida Power & Light Company
Docket Nos. 50-250 & 50-251
License Nos. DPR-031 and DPR-41

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Docket No. 50-382
License No. NPF-38

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Watts Bar Nuclear Plant

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SUBJECT: WITHDRAWAL OF CERTAIN POWER REACTOR SECURITY ORDERS
APPLICABLE TO NUCLEAR POWER PLANTS DATED MAY 3, 2019

DISTRIBUTION: See next page

ADAMS Accession No.: ML14224A356 *by e-mail dated

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DATE	9/4/2014	4/17/2019	4/18/2019	4/29/2019	5/3/2019

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¹ NSIR reaffirmed concurrence by e-mail on 4/3/2019

² OE reaffirmed concurrence by e-mail on 4/4/2019

Letter to Holders of Licenses for Operating Power Reactors from Ho Nieh dated May 3, 2019

**SUBJECT: WITHDRAWAL OF CERTAIN POWER REACTOR SECURITY ORDERS
APPLICABLE TO NUCLEAR POWER PLANTS**

DISTRIBUTION:

PUBLIC

LPL1 R/F
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RidsNrrPMCalvertCliffs
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RidsNrrPMCrystalRiver
RidsNrrPMDavisBesse
RidsNrrPMDCCook
RidsNrrPMDiabloCanyon
RidsNrrPMDresden
RidsNrrPMDuaneArnold
RidsNrrPMFarley
RidsNrrPMFermi2
RidsNrrPMFitzPatrick
RidsNrrPMFortCalhoun
RidsNrrPMGrandGulf
RidsNrrPMHatch
RidsNrrPMHopeCreek
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RidsNrrPMKewaunee
RidsNrrPMLaSalle
RidsNrrPMLimerick
RidsNrrPMMcGuire
RidsNrrPMMillstone
RidsNrrPMMonticello
RidsNrrPMNineMilePoint

RidsNrrPMNorthAnna
RidsNrrPMOconee
RidsNrrPMOysterCreek
RidsNrrPMPalisades
RidsNrrPMPaloVerde
RidsNrrPMPeachBottom
RidsNrrPMPerry
RidsNrrPMPilgrim
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RidsNrrPMSequoyah
RidsNrrPMShearonHarris
RidsNrrPMSouthTexas
RidsNrrPMStLucie
RidsNrrPMSummer
RidsNrrPMSurry
RidsNrrPMSusquehanna
RidsNrrPMTThreeMileIsland
RidsNrrPMTurkeyPoint
RidsNrrPMVogle
RidsNrrPMWaterford
RidsNrrPMWattsBar1
RidsNrrPMWattsBar2
RidsNrrPMWolfCreek
RidsRgn1MailCenter Resource
RidsRgn2MailCenter Resource
RidsRgn3MailCenter Resource
RidsRgn4MailCenter Resource
RidsEdoMailCenter Resource