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 50-287 Oconee Nuclear Station, Unit 3, Duke Power Co.      05000287  
 50-369 William B. McGuire Nuclear Station, Unit 1, Duke Powe      05000369  
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 50-413 Catawba Nuclear Station, Unit 1, Duke Power Co.      05000413  
 50-414 Catawba Nuclear Station, Unit 2, Duke Power Co.      05000414

AUTH. NAME      AUTHOR AFFILIATION  
 TUCKER, H.B.      Duke Power Co.  
 RECIP. NAME      RECIPIENT AFFILIATION  
 DINITZ, I.      Document Control Branch (Document Control Desk)

SUBJECT: Forwards signed Amends 8, 9 & 15 to Indemnity Agreements  
 B-100, B-83 & B-44, respectively.

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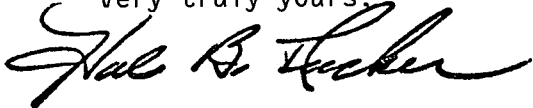
November 27, 1989

U. S. Nuclear Regulatory Commission  
Document Control Desk  
Attention: Ira Dinitz  
Senior Insurance/Indemnity Specialist  
Mail Stop 12E-4  
Washington, DC 20555

Subject: Oconee, McGuire and Catawba Nuclear Stations  
Amendments to Indemnity Agreements

As requested per D. B. Matthew's, September 20, 1989 letter, please find attached a signed copy of: (1) Amendment No. 15 to Indemnity Agreement No. B-44 for Oconee Nuclear Station; (2) Amendment No. 9 to Indemnity Agreement No. B-83 for McGuire Nuclear Station; and (3) Amendment No. 8 to Indemnity Agreement No. B-100 for Catawba Nuclear Station.

Very truly yours,



Hal B. Tucker

HBT/DM/466

cc: Mr. S. D. Ebnetter  
Regional Administrator, Region II  
U. S. Nuclear Regulatory Commission  
101 Marietta Street, NW, Suite 2900  
Atlanta, GA 30323

Mr. P. H. Skinner  
NRC Resident Inspector  
Oconee Nuclear Station

Mr. P. K. VanDoorn  
NRC Resident Inspector  
McGuire Nuclear Station

Mr. W. T. Orders  
NRC Resident Inspector  
Catawba Nuclear Station

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

Docket Nos. 50-413  
50-414

Amendment to Indemnity Agreement No. B-100  
Amendment No. 8

Effective July 1, 1989, Indemnity Agreement No. B-100, between Duke Power Company, North Carolina Municipal Power Agency Number 1, North Carolina Electric Membership Corporation, Saluda River Electric Cooperative, Inc., and Piedmont Municipal Power Agency, and the Nuclear Regulatory Commission dated January 3, 1984 as amended, is hereby further amended as follows:

The amount "\$160,000,000" is deleted wherever it appears and the amount "\$200,000,000" is substituted therefor.

The amount "\$124,000,000" is deleted wherever it appears and the amount "\$155,000,000" is substituted therefor.

The amount "\$36,000,000" is deleted wherever it appears and the amount "\$45,000,000" is substituted therefor.

Paragraph 1, Article I is modified to read as follows:

1. "Nuclear reactor," "byproduct material," "person," "source material," "special nuclear material," and "precautionary evacuation" shall have the meanings given them in the Atomic Energy Act of 1954, as amended, and the regulations issued by the Commission.

The definition of "public liability" in paragraph 7, Article I is deleted, and the following is substituted therefor:

"Public liability" means any legal liability arising out of or resulting from a nuclear incident or precautionary evacuation (including all reasonable additional costs incurred by a State or a political subdivision of a State, in the course or responding to a nuclear incident or precautionary evacuation), except (1) claims under State or Federal Workmen's Compensation Acts of employees of persons indemnified who are employed (a) at the location or, if the nuclear incident occurs in the course of transportation of the radioactive material, on the transporting vehicle, and (b) in connection with the licensee's possession, use or transfer of the radioactive material; (2) claims arising out of an act of war; and (3) claims for loss of, or damage to, or loss of use of (a) property which is located at the location and used in connection with the licensee's possession, use, or transfer of the radioactive material, and (b) if the nuclear incident occurs in the course of transportation of the radioactive material, the transporting vehicle, containers used in such transportation, and the radioactive material.

Paragraph 4(c), Article II is revised to read as follows:

- (c) Any issue or defense based on any statute of limitations if suit is instituted within three years from the date on which the claimant first knew, or reasonably could have known, of his injury or damage and the cause thereof.

In paragraph 1, Article VIII, the amount "\$5,000,000" is deleted and the amount "\$63,000,000" is substituted therefor.

Item 2a of the Attachment to the indemnity agreement is deleted in its entirety and the following substituted therefor:

Item 2 - Amount of financial protection

- a. \$1,000,000 (From 12:01 a.m., January 3, 1984, to 12 midnight, July 17, 1984, inclusive)
- \$160,000,000\* (From 12:01 a.m., July 18, 1984, to 12 midnight, June 30, 1989 inclusive)
- \$200,000,000\* (From 12:01 a.m., July 1, 1989)

FOR THE UNITED STATES NUCLEAR REGULATORY COMMISSION

*Cecil O. Thomas*

Cecil O. Thomas, Chief  
Policy Development and Technical Support Branch  
Program Management, Policy Development  
and Analysis Staff  
Office of Nuclear Reactor Regulation

Accepted 11/10/89, 1989

By *Alan B. Luber*  
Duke Power Company

Accepted November 6, 1989

By *Wayne D. Keller*  
North Carolina Electric Membership  
Corporation

Accepted Oct 11, 1989

By *C. W. Marshall*  
Saluda River Electric  
Cooperative Inc.

Accepted October 14, 1989

By *James B. Bower*  
Piedmont Municipal Power  
Agency

Accepted November 1, 1989

By *Alan W. Clay Jr.*  
North Carolina Municipal Power  
Agency Number 1

\*and, as of August 1, 1977, the amount available as secondary financial protection.



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

Docket Nos. 50-369,  
50-370

Amendment to Indemnity Agreement No. B-83  
Amendment No. 9

Effective July 1, 1989, Indemnity Agreement No. B-83, between Duke Power Company and the Nuclear Regulatory Commission, dated February 28, 1978 as amended, is hereby further amended as follows:

The amount "\$160,000,000" is deleted wherever it appears and the amount "\$200,000,000" is substituted therefor.

The amount "\$124,000,000" is deleted wherever it appears and the amount "\$155,000,000" is substituted therefor.

The amount "\$36,000,000" is deleted wherever it appears and the amount "\$45,000,000" is substituted therefor.

Paragraph 1, Article I is modified to read as follows:

1. "Nuclear reactor," "byproduct material," "person," "source material," "special nuclear material," and "precautionary evacuation" shall have the meanings given them in the Atomic Energy Act of 1954, as amended, and the regulations issued by the Commission.

The definition of "public liability" in paragraph 7, Article I is deleted, and the following is substituted therefor:

"Public liability" means any legal liability arising out of or resulting from a nuclear incident or precautionary evacuation (including all reasonable additional costs incurred by a State or a political subdivision of a State, in the course or responding to a nuclear incident or precautionary evacuation), except (1) claims under State or Federal Workmen's Compensation Acts of employees of persons indemnified who are employed (a) at the location or, if the nuclear incident occurs in the course of transportation of the radioactive material, on the transporting vehicle, and (b) in connection with the licensee's possession, use or transfer of the radioactive material; (2) claims arising out of an act of war; and (3) claims for loss of, or damage to, or loss of use of (a) property which is located at the location and used in connection with the licensee's possession, use, or transfer of the radioactive material, and (b) if the nuclear incident occurs in the course of transportation of the radioactive material, the transporting vehicle, containers used in such transportation, and the radioactive material.

Paragraph 4(c), Article II is revised to read as follows:

- (c) Any issue or defense based on any statute of limitations if suit is instituted within three years from the date on which the claimant first knew, or reasonably could have known, of his injury or damage and the cause thereof.

In paragraph 1, Article VIII, the amount "\$5,000,000" is deleted and the amount "\$63,000,000" is substituted therefor.

Item 2a of the Attachment to the indemnity agreement is deleted in its entirety and the following substituted therefor:

Item 2 - Amount of financial protection

- |    |                |   |
|----|----------------|---|
| a. | \$1,000,000    | (From 12:01 a.m., February 28, 1978, to 12 midnight, January 22, 1981, inclusive) |
|    | \$160,000,000* | (From 12:01 a.m., January 23, 1981, to 12 midnight, June 30, 1989 inclusive)      |
|    | \$200,000,000* | (From 12:01 a.m., July 1, 1989)   |

FOR THE UNITED STATES NUCLEAR REGULATORY COMMISSION

*Cecil O. Thomas*

Cecil O. Thomas, Chief  
Policy Development and Technical Support Branch  
Program Management, Policy Development  
and Analysis Staff  
Office of Nuclear Reactor Regulation

Accepted 11/10/89, 1989

By *Gae B. Lecher*  
Duke Power Company

\*and, as of August 1, 1977, the amount available as secondary financial protection.



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

Docket Nos. 50-269  
50-270  
50-287

Amendment to Indemnity Agreement No. B-44  
Amendment No. 15

Effective July 1, 1989, Indemnity Agreement No. B-44 between Duke Power Company and the Atomic Energy Commission, dated March 24, 1970 as amended, is hereby further amended as follows:

The amount "\$160,000,000" is deleted wherever it appears and the amount "\$200,000,000" is substituted therefor.

The amount "\$124,000,000" is deleted wherever it appears and the amount "\$155,000,000" is substituted therefor.

The amount "\$36,000,000" is deleted wherever it appears and the amount "\$45,000,000" is substituted therefor.

Paragraph 1, Article I is modified to read as follows:

1. "Nuclear reactor," "byproduct material," "person," "source material," "special nuclear material," and "precautionary evacuation" shall have the meanings given them in the Atomic Energy Act of 1954, as amended, and the regulations issued by the Commission.

The definition of "public liability" in paragraph 7, Article I is deleted, and the following is substituted therefor:

"Public liability" means any legal liability arising out of or resulting from a nuclear incident or precautionary evacuation (including all reasonable additional costs incurred by a State or a political subdivision of a State, in the course or responding to a nuclear incident or precautionary evacuation), except (1) claims under State or Federal Workmen's Compensation Acts of employees of persons indemnified who are employed (a) at the location or, if the nuclear incident occurs in the course of transportation of the radioactive material, on the transporting vehicle, and (b) in connection with the licensee's possession, use or transfer of the radioactive material; (2) claims arising out of an act of war; and (3) claims for loss of, or damage to, or loss of use of (a) property which is located at the location and used in connection with the licensee's possession, use, or transfer of the radioactive material, and (b) if the nuclear incident occurs in the course of transportation of the radioactive material, the transporting vehicle, containers used in such transportation, and the radioactive material.

Paragraph 4(c), Article II is revised to read as follows:

- (c) Any issue or defense based on any statute of limitations if suit is instituted within three years from the date on which the claimant first knew, or reasonably could have known, of his injury or damage and the cause thereof.

In paragraph 1, Article VIII, the amount "\$5,000,000" is deleted and the amount "\$63,000,000" is substituted therefor.

Item 2a of the Attachment to the indemnity agreement is deleted in its entirety and the following substituted therefor:

Item 2 - Amount of financial protection

- |    |                |  |
|----|----------------|--|
| a. | \$1,000,000    | (From 12:01 a.m., March 24, 1970, to 12 midnight, February 5, 1973, inclusive) |
|    | \$95,000,000   | (From 12:01 a.m., February 6, 1973, to 12 midnight, February 28, 1974,         |
|    | \$110,000,000  | (From 12:01 a.m., March 1, 1974, to 12 midnight, March 20, 1975, inclusive)    |
|    | \$125,000,000  | (From 12:01 a.m., March 21, 1975, to 12 midnight, April 30, 1977 inclusive)    |
|    | \$140,000,000* | (From 12:01 a.m., May 1, 1977, to 12 midnight, April 30, 1979 inclusive)       |
|    | \$160,000,000* | (From 12:01 a.m., May 1, 1979, to 12 midnight, June 30, 1989 inclusive)        |
|    | \$200,000,000* | (From 12:01 a.m., July 1, 1989)  |

FOR THE UNITED STATES NUCLEAR REGULATORY COMMISSION

*Cecil O. Thomas*

Cecil O. Thomas, Chief  
Policy Development and Technical Support Branch  
Program Management, Policy Development  
and Analysis Staff  
Office of Nuclear Reactor Regulation

Accepted 11/10/89, 1989

By *Joe B. Decker*  
Duke Power Company