

Log # TXX-901044 File # 200

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Ref. # 10CFR140.13

William J. Cahill, Jr. Executive Vice President

November 30, 1990

Director, Office of Nuclear Reactor Regulations Attn: Dr. Thomas E. Murley U. S. Nuclear Regulatory Commission Washington, D.C. 20555

SUBJECT: COMANCHE PEAK STEAM ELECTRIC STATION (CPSES)

DOCKET NO. 50-445 AND 50-446

NUCLEAR LIABILITY INSURANCE AND SECONDARY

FINANCIAL PROTECTION

REF: TU Electric letter TXX-90216 from Mr. William J. Cahill, Jr.

to Dr. Thomas E. Murley dated June 20, 1990

Dear Dr. Murley:

TU Electric hereby resubmits the following information related to our Nuclear Energy Liability Insurance (Facility Worker Form) Certificate No. MW-190 and Secondary Financial Protection Certificates No. N-90 and M-90, which were previously submitted in the referenced letter.

Two certified copies of the following endorsement to our Nuclear Workers Insurance, MAELU Certificate No. MW-190, have heen enclosed for your records. The referenced submittal did not include certified copies of this endorsement.

No. 12 SUBSCRIBING COMPANIES AND THEIR PROPORTIONATE LIABILITY ENDORSEMENT (FACILITY WORKERS FORM) CALENDAR YEAR 1990

In addition, two corrected certified copies of the following endorsements for Secondary Financial Protection, NELIA Certificate No. N-90 and MAELU Certificate No. M-90, have been enclosed for your records. These endorsements were corrected to show the amount of maximum retrospective premium under Item 7.

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No. 4 ENDORSEMENT TO CERTIFICATE NO. N-90
Forming Part of Master Policy No. 1
Nuclear Energy Liability Insurance
(Secondary Financial Protection)

(for N-90 only)

No. 5 ENDORSEMENT TO CERTIFICATE NO. M-90
Forming Part of Master Policy No. 1
Nuclear Energy Liability Insurance
(Secondary Financial Protection)

(for M-90 only)

This information is provided to fulfill the financial protection requirements of 10CFR140.13 with regard to Operating License No. NPF-87 for CPSES Unit 1 and Special Nuclear Material License No. SNM-1986 for CPSES Unit 2.

Simcerely.

William J. Cahill, Jr.

D. R. Woodlan

Docket Licensing Manager

RSB/gj Enclosures

c - Mr. R. D. Martin, Region IV Resident Inspectors, CPSES (3) Mr. J. W. Clifford, NRR

Nuclear Energy Liability Insurance MUTUAL ATOMIC ENERGY LIABILITY UNDERWRITERS

CHANGES IN SUBSCRIBING COMPANIES AND IN THEIR PROPORTIONATE LIABILITY ENDORSEMENT CALENDAR YEAR 1990

1	It is	agreed	that	with	re	spect	to	bodily	inju	ry,	roperty	damage	01	en	vironmental
	1000	caused hazard		ring	the	effe	ctiv	e peri	od of	this	endors	ement,	by	the	nuclear

- a. The word "companies" wherever used in the policy means the subscribing companies listed below.
- b. The policy shall be binding on such companies only.
- c. Each such company shall be liable for its proportion, as designated below, of any obligation assumed or expense incurred under the policy because of such bodily injury, property damage or environmental damage.
- 2. It is agreed that the effective period of this endorsement is from the beginning of the effective date of this endorsement stated below to the effective date that another "Changes In Subscribing Companies And In Their Proportionate Liability Endorsement" changes the Companies and/or their proportions as listed in this endorsement, or to the time of the termination or cancellation of the policy, if sooner.

American Motorists Insurance Company 33.33% Arkwright Insurance Company 33.33% Liberty Insurance Corporation 33.34%

This is to certify that this is a true copy of the original Endorsement having the endorsement number and being made part of the Certificate of Insurance bearing the number designated hereon for insurance coverage under the Nuclear Energy Liability Policy (Facility Workers

John Touristeachi, Vice Fresident Inderwriting

American Nuclear Insurers

this Endorsement	- Commission of the Commission	A.M. Standard time		To form a part of Policy No. MW-190
Issued to <u>Texas</u>	Utilities	Electric Comp	ny, Texas	Municipal Power Agency
Date of issue _	April	1, 1990		For the Subscribing Companies ATOMIC ENERG! LIABILITY UNDERWRITERS By S. Seetling La
Endorsement No.	12	c	untersigne	9

Nuclear Energy Liability Insurance NUCLEAR ENERGY LIABILITY INSURANCE ASSOCIATION

ENDORSEMENT TO CERTIFICATE NO. N-90 Forming Part of Master Policy No. 1 Nuclear Energy Liability Insurance (Secondary Financial Protection)

It is agreed that effective February 8, 1990:

- I.) Subparagraph (c) on Page 1 of the <u>certificate</u> is amended to read as follows:
 - (c) to bodily injury or property damage
 - with respect to which the <u>primary financial</u>
 <u>protection</u> described in Item 4 of the Declarations
 would apply but for
 - (i) exhaustion of its limit of liability as described in Condition 6 of the Master Policy, or
 - (ii) the application of Insuring Agreement IV, "Application of Policy" of the primary financial protection, as amended by paragraph 3 of the Waiver of Defenses Endorsement attached thereto, and
 - (2) which is caused during the <u>certificate</u> period stated in Item 6 of the Declarations by a <u>nuclear incident</u> arising out of, or in connection with the nuclear reactor described in Item 3 of the Declarations, and
 - (3) which is discovered and for which written claim is made against the <u>insured</u> not later than ten (10) years after the end of the <u>certificate</u> period stated in Item 6 of the Declarations. However, this subparagraph (3) shall not operate to bar coverage for <u>bodily injury</u> or <u>property damage</u> caused by an extraordinary nuclear occurrence.
- II.) Item 4.(b) of the certificate is deleted.
- III.) Item 7. of the certificate is amended to read as follows:

Item 7. Maximum retrospective premium (exclusive of allowance for premium taxes) payable pursuant to Condition 2 of the Master Policy with respect to each nuclear incident: \$51,266,250.

THIS IS TO CONTIFY THE THIS IS A TRUE COPY OF THE ORIGINAL CHATIFICATE BEARING THE NUMBER DESIGNATED HEREON, FOR INSURANCE COVERAGE UNDER THE MASTER POLICY-NUCLEAR ENERGY. LIABILITY INSURANCE (SECONDARY FINANCIAL PROTECTION). NO INSURANCE IS AFFORDED BY THIS COPY.

JOHN CHAT AROCH CONTROL VICE PRESIDENT-UNDERWRITING AMERICAN NUCLEAR INSURERS

	February 8, 1990 2:01 A. M. Standard time	To form a part of Certificate No. N-9	0
Issued to Texas U	tilities Electric Co	ompany and Texas Municipal Power Agency	
Date of Issue Augus	t 10, 1990	For the Subscribing Companies,	
		By President	
Endorsement No. 4		ntersigned by	

Nuclear Energy Liability Insurance MUTUAL ATOMIC ENERGY LIABILITY UNDERWRITERS

ENDORSEMENT TO CERTIFICATE NO. M-90 Forming Part of Master Policy No. 1 Nuclear Energy Liability Insurance (Secondary Financial Protection)

It is agreed that effective February 8, 1990 :

- I.) Subparagraph (c) on Page 1 of the <u>certificate</u> is amended to read as follows:
 - (c) to bodily injury or property damage
 - (1) with respect to which the primary financial protection described in Item 4 of the Declarations would apply but for
 - (i) exhaustion of its limit of liability as described in Condition 6 of the Master Policy, or
 - (ii) the application of Insuring Agreement IV, "Application of Policy" of the primary financial protection, as amended by paragraph 3 of the Waiver of Defenses Endorsement attached thereto, and
 - (2) which is caused during the <u>certificate</u> period stated in Item 6 of the Declarations by a <u>nuclear incident</u> arising out of, or in connection with the nuclear reactor described in Item 3 of the Declarations, and
 - (3) which is discovered and for which written claim is made against the <u>insured</u> not later than ten (10) years after the end of the <u>certificate</u> period stated in Item 6 of the Declarations. However, this subparagraph (3) shall not operate to bar coverage for <u>bodily injury</u> or <u>property damage</u> caused by an extraordinary nuclear occurrence.
- II.) Item 4.(b) of the certificate is deleted.
- III.) Item 7. of the certificate is amended to read as follows:

Maximum retrospective premium (exclusive of allowance for premium taxes) payable pursuant to Condition 2 of the Master Policy with respect to each <u>nuclear incident</u>: \$14,883,750. Item 7.

> THIS IS TO CERTIFY THAT THIS IS A TRUE COPY OF THE ORIGINAL CERTIFICATE, BEARING THE NUMBER DESIGNATED HEREON, FOR INSURANCE COVERAGE UNDER THE MASTER POLICY-NUCLEAR ENERGY
> LIABILITY INSURANCE (SECONDARY FINANCIAL PROTECTION). NO
> INSURANCE IS AFFORDED BY THIS COPY
> JOHN DOATTROCCHE
> VICE PRESIDENT-UNDERWRITING

AMERICAN NUCLEAR INSURERS

Effective Date this Endorseme		To form a part of Certificate No. M-90
	Texas Utilities Electric Company a	
Date of 1880e		Por the Subscribing Companies AL ATOMIC EMERGY LIABILITY ANDERWRITERS
Endorsement No	counter	signed by

Nuclear Energy Liability Insurance MUTUAL ATOMIC ENERGY LIABILITY UNDERWRITERS

Forming Part of Master Policy No. 1 Nuclear Energy Liability Insurance (Secondary Financial Protection)

It is agreed that effective February 8, 1990 :

- I.) Subparagraph (c) on Page 1 of the <u>certificate</u> is amended to read as follows:
 - (c) to bodily injury or property damage
 - (1) with respect to which the primary financial protection described in Item 4 of the Declarations would apply but for
 - (i) exhaustion of its limit of liability as described in Condition 6 of the Master Policy, or
 - (ii) the application of Insuring Agreement IV,
 "Application of Policy" of the primary
 financial protection, as amended by paragraph
 3 of the Waiver of Defenses Endorsement
 attached thereto, and
 - (2) which is caused during the <u>certificate</u> period stated in Item 6 of the Declarations by a <u>nuclear incident</u> arising out of, or in connection with the nuclear reactor described in Item 3 of the Declarations, and
 - (3) which is discovered and for which written claim is made against the <u>insured</u> not later than ten (10) years after the end of the <u>certificate</u> period stated in Item 6 of the <u>Declarations</u>. However, this subparagraph (3) shall not operate to bar coverage for <u>bodily injury</u> or <u>property damage</u> caused by an extraordinary nuclear occurrence.
- II.) Item 4.(b) of the certificate is deleted.
- III.; Item 7. of the certificate is amended to read as follows:

Item 7. Maximum retrospective premium (exclusive of allowance for premium taxes) payable pursuant to Condition 2 of the Master Policy with respect to each <u>nuclear incident:</u> \$14,883,750.

Effective Date of this Endorsement	February 8, 1990 12:01 A.M. Standard t		form a part of Certificate No. M-	90
Issued to Texas	s Utilities Electric	Company and	d Texas Municipal Power Agency	
Date of issue Aug	gust 10, 1990		For the Subscribing Companies	
			ATOMIC EMERGY LIABILITY ONDERVRIT	KRS
Endorsement No	5	Countersi	algned by aller R. Swelle MANAGING DIRECTOR MARSH & MOLENNAN INC.	

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