

**From:** Ballard, Brent  
**Sent:** Thursday, November 4, 2021 1:23 PM  
**To:** Jessie.Hodge@exeloncorp.com; rory.flynn@exeloncorp.com  
**Cc:** Klett, Audrey  
**Subject:** NRC Request for Additional Information for Ginna Biennial EP Exercise Exemption Request (EPID: L-2021-LLE-0044)  
**Attachments:** Ginna Biennial Exercise Exemption RAI - Final.docx

Hi Jessie & Rory,

Attached is the final RAI for the Ginna Biennial Emergency Preparedness Exercise exemption. NRC is requesting a response by November 19, 2021. Please let me know if you have any questions.

Thank you,  
Brent

Brent Ballard  
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Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation  
U.S. Nuclear Regulatory Commission  
301-415-0680

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**From:** Ballard, Brent

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OFFICE OF NUCLEAR REACTOR REGULATION  
REQUEST FOR ADDITIONAL INFORMATION  
EXEMPTION  
EXELON GENERATION COMPANY, LLC  
R.E. GINNA NUCLEAR POWER PLANT  
DOCKET NOS. 50-244 AND 72-67  
EPID L-2021-LLE-0044

By letter dated October 6, 2021 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML21279A112), Exelon Generation Company, LLC (Exelon or the licensee) requested an exemption for the R. E. Ginna Nuclear Power Plant (Ginna) facility. The requested exemption would allow the licensee to delay conduct of certain offsite portions of a biennial emergency preparedness (EP) exercise required to be completed by December 31, 2021.

The NRC staff has determined that additional information is needed to complete its review, as described in the request for additional information (RAI) shown below.

**RAI 1.**

Requirement:

- 10 CFR Part 50, Appendix E, Section IV.F.2.c requires offsite plans for each site to be exercised biennially with full or partial participation by each offsite authority having a role under the plan.

Guidance

- Regulatory Issue Summary 2006-03, "Guidance on Requesting an Exemption from Biennial Emergency Preparedness Exercise Requirements," dated February 24, 2006 (ADAMS Accession No. ML053390039), states in part:

Rescheduling an exercise within the same calendar year does not require an exemption from regulatory requirements. If the NRC grants an exemption from 10 CFR Part 50, Appendix E, Sections IV.F.2.b and IV.F.2.c, to allow a biennial exercise to be postponed until the following calendar year, the licensee's exercise cycle is not affected. For example, if a licensee is scheduled to conduct its biennial exercise in an even calendar year and receives an exemption to postpone the exercise until the following odd year, future biennial exercises must still be conducted in even calendar years.
- Letter, "Planned Actions Related to Emergency Preparedness Biennial Exercise Requirements for All Licensees During the Coronavirus Disease 2019 Public Health Emergency," dated May 14, 2020 (ML20120A003), states in part,

[A] statement that if an exemption is granted to allow the licensee to conduct the CY [calendar year] 2020 biennial exercise in CY 2021, that future biennial exercises will continue to be held in even years....

Issue:

There is no statement in the application with respect to when the future biennial exercise will be conducted. Further, Attachment 2, "State of New York OEM Electronic Mail Message Related to Deferring Completion of ORO Exercise Criteria/Objectives," of the submitted application states, in part, that it is NYS's [State of New York's] desire, with the exemption as proposed, to conduct only one Ginna exercise in 2022 and then **start their biennial clock over with the next Ginna FEMA evaluated exercise in 2024.** [emphasis added]

Request:

Please provide clarification for when the future biennial exercises will occur at the Ginna site for both onsite and offsite participation.