



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

June 16, 2022

John T. Sauger
President and Chief Nuclear Officer
TMI-2 Solutions, LLC
121 West Trade Street, Suite 2700
Charlotte, NC 28202

SUBJECT: THREE MILE ISLAND, UNIT 2 – ACCEPTANCE AND REVIEW SCHEDULE
REQUEST REGARDING EXEMPTION FROM CERTAIN RECORD RETENTION
REQUIREMENTS (EPID: L-2021-LLE-0045)

Dear John Sauger:

In your letter dated October 5, 2021 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML21279A278)), as supplemented, on December 15, 2021 (ML21354A027) TMI-2 Solutions, LLC requested an exemption from the recordkeeping requirements of Sections 50.71(c) and 50.59(d)(3) of Title 10 of the *Code of Federal Regulations* (10 CFR) and Criterion XVII of Appendix B, "Quality Assurance Criteria for Nuclear Power Plants and Fuel Reprocessing Plants," to 10 CFR Part 50. The exemption would eliminate the requirements to maintain records that are no longer necessary since Three Mile Island Nuclear Station, Unit 2 (TMI-2), has permanently shut down and has submitted its certification of permanent fuel removal in accordance with 10 CFR 50.82(a)(1).

In your December 15, 2021, supplement it indicates that TMI-2 Solutions, LLC, as the TMI-2 licensee, commits to preserve all records pertaining to the 1979 Records Preservation Order. An inventory of such records for the period from March 27, 1979 through May 1, 1979 was submitted to the U.S. Nuclear Regulatory Commission (NRC) on November 18, 2021, to assist the NRC Historian in determining if the NRC document collection for the TMI-2 accident was missing any needed documents. Any documents requested by the NRC for the time period of the 1979 order will be provided to the NRC Project Manager.

The purpose of this letter to provide the results of the NRC staff's acceptance review of this exemption request. The acceptance review was performed to determine if there is sufficient technical information in scope and depth to allow the NRC staff to complete its detailed technical review. The acceptance review is also intended to identify whether the application has any readily apparent information insufficiencies in its characterization of the regulatory requirements or the licensing basis of the plant. The NRC staff has reviewed your application and concluded that it does provide technical information in sufficient detail to enable the NRC staff to complete its detailed technical review and make an independent assessment regarding the acceptability of the proposed exemption.

Given the lesser scope and depth of the acceptance review as compared to the detailed technical review, there may be instances in which issues that impact the NRC staff's ability to complete the detailed technical review are identified despite completion of an adequate acceptance review. You will be advised of any further information needed to support the NRC staff's detailed technical review by separate correspondence. Based on the information provided in your submittal, the NRC staff has estimated that this licensing request will take approximately 150 hours to complete. The NRC staff expects to complete this review by September 30, 2022. If there are emergent complexities or resource or other challenges in our review that would cause changes to the initial forecasted completion date or significant changes in the forecasted hours, the reasons for the changes, along with the new estimates, will be communicated during the routine interactions with the assigned project manager. These estimates are based on the NRC staff's initial review of the application, and they could change, due to several factors including requests for additional information, unanticipated addition of scope to the review, or hearing-related activities, or changes in supporting resource priorities. Additional delay may occur if the submittal is provided to the NRC in advance or in parallel with industry program initiatives or pilot applications.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC's ADAMS. ADAMS is accessible from the NRC Web site at <https://www.nrc.gov/reading-rm/adams.html>.

If you have any questions, please contact, me at (301) 415-6822 or at Amy.Snyder@nrc.gov.

Sincerely,

/RA/

Amy M. Snyder, Senior Project Manager
Reactor Decommissioning Branch
Division of Decommissioning, Uranium Recovery
and Waste Programs
Office of Nuclear Material Safety
and Safeguards

Docket No. 50-0320

cc: TMI-2 ListServ
Tim Devik, TMI-2 Trdevik@energysolutions.com
Frank Helin, TMI-2, fjhelin@energysolutions.com

SUBJECT: THREE MILE ISLAND, UNIT 2 – ACCEPTANCE AND REVIEW SCHEDULE
REQUEST REGARDING PARTIAL EXEMPTION FROM CERTAIN RECORD
RETENTION REQUIREMENTS (EPID: L-2021-LLE-0045). Date: June 16, 2022.

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