

NUCLEAR REGULATORY COMMISSION

Addendum to Subagreement Pertaining to State Resident Engineers Between the Nuclear Regulatory Commission and the State of Illinois

AGENCY: Nuclear Regulatory Commission.

ACTION: Publication of Addendum No. 1 to Subagreement No. 3 Between NRC and the State of Illinois

SUMMARY: The Nuclear Regulatory Commission (NRC) and the State of Illinois entered into Subagreement No. 3 on December 18, 1990 (55 FR 51973). The Subagreement defined the way in which the NRC and the State, with the assistance of State Resident Engineers, cooperate in planning and conducting inspections of nuclear power plants in Illinois to ensure compliance with NRC regulations. The purpose of Addendum No. 1 is to modify Subagreement No. 3 to address inspections at permanently shut down nuclear power plants in Illinois that remain under license by the NRC. The text of Addendum No. 1 between the NRC and the State of Illinois follows.

FOR FURTHER INFORMATION CONTACT: Spiros C. Droggitis, Office of State Programs, telephone (301) 415-2367, e-mail [scd@nrc.gov](mailto:scd@nrc.gov).

Dated at Rockville, Maryland this 19th day of October, 1999.

For the Nuclear Regulatory Commission.

Original Signed By:  
PAUL H. LOHAUS

Paul H. Lohaus, Director  
Office of State Programs

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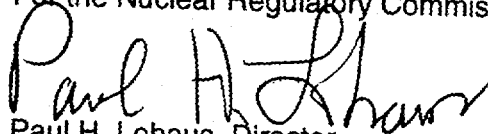
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Dated at Rockville, Maryland this 19<sup>th</sup> day of October, 1999.

For the Nuclear Regulatory Commission.

  
Paul H. Lohaus, Director  
Office of State Programs

ADDENDUM NO. 1 TO SUBAGREEMENT NO. 3  
PERTAINING TO STATE RESIDENT ENGINEERS  
BETWEEN THE  
U.S. NUCLEAR REGULATORY COMMISSION  
AND THE  
STATE OF ILLINOIS

I. Purpose

The purpose of this Addendum is to modify Subagreement No. 3 pertaining to State Resident Engineers between the U.S. Nuclear Regulatory Commission (NRC) and the State of Illinois (State), hereafter referred to as Subagreement No. 3, to address State inspections at permanently shut down nuclear power plants in Illinois that remain under license by the NRC.

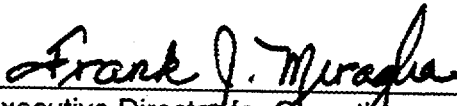
II. Background

- A. The NRC and the State entered into Subagreement No. 3 to define the way in which NRC and the State, with the assistance of State Resident Engineers will cooperate in planning and conducting inspections at operating nuclear power plants in Illinois. Subagreement No. 3 provided, among other things, for interaction and cooperation between State Resident Engineers and NRC Resident Inspectors. Since the entry into Subagreement No. 3, "State Resident Engineers" as referred to in Subagreement No. 3, have become known as "State Resident Inspectors."
- B. Since the entry into Subagreement No. 3, NRC has received notice that a licensed nuclear power plant in Illinois has permanently ceased operations and has begun decommissioning.
- C. It is NRC's practice to, approximately one year after shut down, withdraw its resident inspectors from licensed nuclear power plants that have permanently ceased operations and are undergoing decommissioning and to conduct inspections of such power plants with staff from its Regional offices.
- D. The NRC has requested and the State of Illinois has agreed, in accordance with Section X. of Subagreement 3, to modify the Subagreement to recognize the changed circumstances for licensed power plants that are permanently shut down, are undergoing decommissioning, and are no longer inspected by NRC resident inspectors, and to provide for continued cooperation and coordination with the State of Illinois with regard to inspections at such plants.

- III. Modifications
- A. Subagreement No. 3 is modified as provided in this Addendum. Subagreement No. 3 shall remain in full and complete effect except as specifically modified in this Addendum. Insofar as any provisions in Subagreement No. 3 are inconsistent with this Addendum, this Addendum shall control for the purposes of decommissioning inspections at permanently shut down commercial nuclear power reactors.
  - B. The title to Subagreement No. 3 is modified to read "SUBAGREEMENT NO. 3 BETWEEN THE U.S. NUCLEAR REGULATORY COMMISSION AND THE STATE OF ILLINOIS PERTAINING TO STATE RESIDENT INSPECTORS AND STATE INSPECTORS FOR DECOMMISSIONING PLANTS."
  - C. Section VI.C.13 of Subagreement No. 3 is modified to read as follows:  
All written communications with the licensee will be made through NRC. After completing its portion of a safety inspection, the State will document to NRC its inspection's scope, details, and results in a report written in the format described in the NRC Inspection Manual. The NRC will use the information, as appropriate, in preparation of the NRC's final report. The State is responsible for the technical adequacy of State Resident Inspector's or State Inspector's inspection reports.
  - D. "State Resident Engineer" is modified in Subagreement No. 3 to read "State Resident Inspector."
  - E. State personnel who conduct decommissioning inspections pursuant to this Addendum and who need not be resident at nuclear power plants shall be referred to as "State Inspectors."
  - F. After NRC's withdrawal of its resident inspectors from licensed nuclear power plants in Illinois that have permanently ceased operations, State participation in NRC decommissioning inspections at these facilities will be governed by Subagreement 3 and this Addendum. This Addendum will not apply to State inspections conducted pursuant to any authority other than Subagreement No. 3.
  - G. State Inspectors will be State Resident Inspectors qualified and certified by the State in accordance with the NRC Inspection Manual, or its equivalent, for the specific inspection function they are to perform.
  - H. The State will utilize the NRC's Master Inspection Plan as the basis for proposing State Inspectors' participation in NRC scheduled decommissioning inspections. The State will submit inspection recommendations to the NRC Regional Administrator, Region III (or designee), at least one month prior to the scheduled inspection to allow sufficient time for NRC review and approval.


- I. The State will perform decommissioning safety inspections only in accordance with the inspection plans using applicable procedures in the NRC Inspection Manual.
- J. To facilitate cooperation and efficient use of resources, NRC and State Inspectors will conduct joint team decommissioning inspections under this Addendum. An NRC inspector will lead the team and be in charge of the inspection.
- K. The principal senior management contacts for this Addendum will be the Director, Division of Nuclear Materials Safety, Region III, and the Manager, Office of Nuclear Facility Safety, Illinois Department of Nuclear Safety.

FOR THE U.S. NUCLEAR REGULATORY COMMISSION

  
\_\_\_\_\_  
Acting Executive Director for Operations

Date: 9/28/99

FOR THE STATE OF ILLINOIS

  
\_\_\_\_\_  
Director  
Illinois Department of Nuclear Safety

Date: 10/4/99