

50-1100



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

November 4, 1999

Mr. James Scarola, Vice President  
Shearon Harris Nuclear Power Plant  
Carolina Power & Light Company  
Post Office Box 165, Mail Code: Zone 1  
New Hill, North Carolina 27562-0165

SUBJECT: SHEARON HARRIS NUCLEAR POWER PLANT, UNIT 1 - REVISIONS TO THE  
UFSAR - PAST AND FUTURE COMPLIANCE WITH 10 CFR 50.71(e)(4)

Dear Mr. Scarola:

Title 10 of the *Code of Federal Regulations* (10 CFR), Subsection 50.71(e)(4) specifies the schedular requirements whereby licensees are to submit revisions to their Updated Final Safety Analysis Reports (UFSARs). It requires revisions to be made "...annually or 6 months after each refueling outage provided the interval between successive updates does not exceed 24 months." In a 1997 survey we found numerous incidents of noncompliance by licensees of both single- and multi-unit plants with this schedular requirement. In many cases, licensees for multi-unit sites were basing their UFSAR submissions on the outage schedule of one unit.

We understand that some confusion about the proper interpretation of 10 CFR 50.71(e)(4) may have been caused by an NRC staff letter to Commonwealth Edison Company (ComEd) dated June 15, 1993, which endorsed a submission schedule proposed by ComEd for its plants. Neither ComEd's proposed schedule nor the staff's endorsement were in literal compliance with 10 CFR 50.71(e)(4). Nevertheless, many licensees adopted the staff position expressed in the June 15, 1993, letter and thus deviated from the schedular requirements of this regulation. Recently, the staff granted exemptions to the ComEd plants. The transmittal letter (D. Skay to O. D. Kingsley, dated July 27, 1999) states that "this [Skay] letter and the enclosed exemptions supersede our letter of June 15, 1993."

We note that you have not requested a schedular exemption to 10 CFR 50.71(e)(4) for the Harris Nuclear Plant (HNP). This may indicate that either you intend to comply with the correct interpretation of the regulation, or you may have incorrectly interpreted the regulation in the past. The purpose of this letter is to clarify any misunderstanding of this regulation. We will exercise enforcement discretion, in accordance with Section VII.B.6 of the NRC Enforcement Policy, for any incidents of past violation of 10 CFR 50.71(e)(4). In the future we will enforce the schedular requirements as prescribed, or as modified by an exemption for HNP.

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PDR ADOCK

DF01

J. Scarola

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There is no need to respond to this letter. If you have any questions, please call me at 301-415-1373.

Sincerely,

Original signed by:  
Richard J. Laufer, Project Manager, Section 2  
Project Directorate II  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-400

cc: See next page

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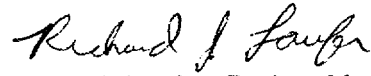
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J. Scarola

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Sincerely,



Richard J. Laufer, Project Manager, Section 2  
Project Directorate II  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-400

cc: See next page

Mr. James Scarola  
Carolina Power & Light Company

Shearon Harris Nuclear Power Plant  
Unit 1

cc:

Mr. William D. Johnson  
Vice President and Corporate Secretary  
Carolina Power & Light Company  
Post Office Box 1551  
Raleigh, North Carolina 27602

Mr. Chris L. Burton  
Director of Site Operations  
Carolina Power & Light Company  
Shearon Harris Nuclear Power Plant  
Post Office Box 165, MC: Zone 1  
New Hill, North Carolina 27562-0165

Resident Inspector/Harris NPS  
c/o U.S. Nuclear Regulatory Commission  
5421 Shearon Harris Road  
New Hill, North Carolina 27562-9998

Mr. Robert P. Gruber  
Executive Director  
Public Staff NCUC  
Post Office Box 29520  
Raleigh, North Carolina 27626

Ms. Karen E. Long  
Assistant Attorney General  
State of North Carolina  
Post Office Box 629  
Raleigh, North Carolina 27602

Chairman of the North Carolina  
Utilities Commission  
Post Office Box 29510  
Raleigh, North Carolina 27626-0510

Public Service Commission  
State of South Carolina  
Post Office Drawer  
Columbia, South Carolina 29211

Mr. Vernon Malone, Chairman  
Board of County Commissioners  
of Wake County  
P. O. Box 550  
Raleigh, North Carolina 27602

Mr. Mel Fry, Director  
Division of Radiation Protection  
N.C. Department of Environment  
and Natural Resources  
3825 Barrett Dr.  
Raleigh, North Carolina 27609-7721

Mr. Richard H. Givens, Chairman  
Board of County Commissioners  
of Chatham County  
P. O. Box 87  
Pittsboro, North Carolina 27312

Mr. Terry C. Morton  
Manager  
Performance Evaluation and  
Regulatory Affairs CPB 7  
Carolina Power & Light Company  
Post Office Box 1551  
Raleigh, North Carolina 27602-1551

Ms. Donna B. Alexander, Manager  
Regulatory Affairs  
Carolina Power & Light Company  
Shearon Harris Nuclear Power Plant  
P.O. Box 165, Mail Zone 1  
New Hill, NC 27562-0165

Mr. Bo Clark  
Plant General Manager - Harris Plant  
Carolina Power & Light Company  
Shearon Harris Nuclear Power Plant  
P.O. Box 165  
New Hill, North Carolina 27562-0165

Mr. Johnny H. Eads, Supervisor  
Licensing/Regulatory Programs  
Carolina Power & Light Company  
Shearon Harris Nuclear Power Plant  
P. O. Box 165, Mail Zone 1  
New Hill, NC 27562-0165

Mr. John H. O'Neill, Jr.  
Shaw, Pittman, Potts & Trowbridge  
2300 N Street, NW.  
Washington, DC 20037-1128