



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

November 10, 1999

Mr. Charles H. Cruse  
Vice President - Nuclear Energy  
Baltimore Gas and Electric Company  
Calvert Cliffs Nuclear Power Plant  
1650 Calvert Cliffs Parkway  
Lusby, MD 20657-4702

SUBJECT: CALVERT CLIFFS NUCLEAR POWER PLANT, UNIT NOS. 1 AND 2  
RE: REVISIONS TO THE UPDATED FINAL SAFETY ANALYSIS REPORT  
(UFSAR) - PAST AND FUTURE COMPLIANCE WITH 10 CFR 50.71(e)(4)  
(TAC NO. M72398)

Dear Mr. Cruse:

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 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 Calvert Cliffs Nuclear Power Plant, Units 1 and 2. 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 Calvert Cliffs.

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Charles H. Cruse

- 2 -

There is no need to respond to this letter. If you have any questions, please call me at 301-415-3473.

Sincerely,

Handwritten signature of Alexander W. Dromerick in cursive script.

Alexander W. Dromerick, Project Manager, Section I  
Project Directorate 1  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-317 and 50-318

Calvert Cliffs Nuclear Power Plant  
Unit Nos. 1 and 2

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Calvert County Board of  
Commissioners  
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Resident Inspector  
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5700 Brainerd Road  
Chattanooga, TN 37411-4017

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Original signed by:

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cc: See next page

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