

Mr. J. P. O'Hanlon  
 Senior Vice President - Nuclear  
 Virginia Electric and Power Company  
 5000 Dominion Blvd.  
 Glen Allen, Virginia 23060

November 15, 1999

SUBJECT: SURRY AND NORTH ANNA NUCLEAR POWER STATIONS RE: REVISIONS TO THE UFSAR - PAST AND FUTURE COMPLIANCE WITH 10 CFR 50.71(e)(4) (TAC NOS. M72444, M72445, M72481, AND M72482)

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 Surry or North Anna. 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 Surry or North Anna.

There is no need to respond to this letter. If you have any questions, please call me at 301-415-1448.

Sincerely,  
 Original signed by: **NRC FILE CENTER COPY**  
 Gordon Edison, Senior Project Manager, Section 1  
 Project Directorate II  
 Division of Licensing Project Management  
 Office of Nuclear Reactor Regulation

Docket Nos. 50-280, 50-281,  
 50-338 and 50-339

cc: See next page

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UNITED STATES  
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

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50.71(e)(4) (TAC NOS. M72444, M72445, M72481, AND M72482)

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Sincerely,

A handwritten signature in cursive script that reads "Gordon Edison".

Gordon Edison, Senior Project Manager, Section 1  
Project Directorate II  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-280, 50-281,  
50-338 and 50-339

cc: See next page

Virginia Electric and Power Company

Surry Power Station

cc:

Mr. Donald P. Irwin, Esq.  
Hunton and Williams  
Riverfront Plaza, East Tower  
951 E. Byrd Street  
Richmond, Virginia 23219

Mr. E. S. Grecheck  
Site Vice President  
Surry Power Station  
Virginia Electric and Power Company  
5570 Hog Island Road  
Surry, Virginia 23883

Senior Resident Inspector  
Surry Power Station  
U. S. Nuclear Regulatory Commission  
5850 Hog Island Road  
Surry, Virginia 23883

Chairman  
Board of Supervisors of Surry County  
Surry County Courthouse  
Surry, Virginia 23683

Dr. W. T. Lough  
Virginia State Corporation  
Commission  
Division of Energy Regulation  
P. O. Box 1197  
Richmond, Virginia 23209

Robert B. Strobe, M.D., M.P.H.  
State Health Commissioner  
Office of the Commissioner  
Virginia Department of Health  
P.O. Box 2448  
Richmond, Virginia 23218

Office of the Attorney General  
Commonwealth of Virginia  
900 East Main Street  
Richmond, Virginia 23219

Mr. J. H. McCarthy, Manager  
Nuclear Licensing & Operations  
Support  
Innsbrook Technical Center  
Virginia Electric and Power Company  
5000 Dominion Blvd.  
Glen Allen, Virginia 23060

Mr. J. P. O'Hanlon  
Senior Vice President - Nuclear  
Virginia Electric and Power Company  
Innsbrook Technical Center  
5000 Dominion Blvd.  
Glen Allen, Virginia 23060

Mr. W. R. Matthews  
Site Vice President  
North Anna Power Station  
Virginia Electric and Power Company  
P. O. Box 402  
Mineral, Virginia 23117

Mr. J. P. O'Hanlon  
Virginia Electric & Power Company

North Anna Power Station  
Units 1 and 2

cc:

Mr. J. Jeffrey Lunsford  
County Administrator  
Louisa County  
P.O. Box 160  
Louisa, Virginia 23093

Mr. W. R. Matthews  
Site Vice President  
North Anna Power Station  
P. O. Box 402  
Mineral, Virginia 23117

Mr. Donald P. Irwin, Esquire  
Hunton and Williams  
Riverfront Plaza, East Tower  
951 E. Byrd Street  
Richmond, Virginia 23219

Mr. E. S. Grecheck  
Site Vice President  
Surry Power Station  
Virginia Electric and Power Company  
5570 Hog Island Road  
Surry, Virginia 23883

Dr. W. T. Lough  
Virginia State Corporation  
Commission  
Division of Energy Regulation  
P. O. Box 1197  
Richmond, Virginia 23209

Robert B. Strobe, M.D., M.P.H.  
State Health Commissioner  
Office of the Commissioner  
Virginia Department of Health  
P.O. Box 2448  
Richmond, Virginia 23218

Old Dominion Electric Cooperative  
4201 Dominion Blvd.  
Glen Allen, Virginia 23060

Mr. J. H. McCarthy, Manager  
Nuclear Licensing & Operations  
Support  
Virginia Electric and Power Company  
Innsbrook Technical Center  
5000 Dominion Blvd.  
Glen Allen, Virginia 23060

Office of the Attorney General  
Commonwealth of Virginia  
900 East Main Street  
Richmond, Virginia 23219

Senior Resident Inspector  
North Anna Power Station  
U.S. Nuclear Regulatory Commission  
1024 Haley Drive  
Mineral, Virginia 23117