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RS-03-152

July 25, 2003

U. S. Nuclear Regulatory Commission

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Washington, DC 20555-0001

Braidwood Station, Units 1 and 2
Facility Operating License Nos. NPF-72 and NPF-77
NRC Docket Nos. 50-456 and 50-457

Byron Station, Units 1 and 2
Facility Operating License Nos. NPF-37 and NPF-66
NRC Docket Nos. 50-454 and 50-455

Clinton Power Station, Unit 1
Facility Operating License No. NPF-62
NRC Docket No. 50-461

Dresden Nuclear Power Station, Units 2 and 3
Facility Operating License Nos. DPR-19 and DPR-25
NRC Docket Nos. 50-237 and 50-249

LaSalle County Station, Units 1 and 2
Facility Operating License Nos. NPF-11 and NPF-18
NRC Docket Nos. 50-373 and 50-374

Limerick Generating Station, Units 1 and 2
Facility Operating License Nos. NPF-39 and NPF-85
NRC Docket Nos. 50-352 and 50-353

Oyster Creek Generating Station
Facility Operating License No. DPR-16
NRC Docket No. 50-219

Peach Bottom Atomic Power Station, Units 2 and 3
Facility Operating License Nos. DPR-44 and DPR-56
NRC Docket Nos. 50-277 and 50-278

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Quad Cities Nuclear Power Station, Units 1 and 2
Facility Operating License Nos. DPR-29 and DPR-30
NRC Docket Nos. 50-254 and 50-265

Three Mile Island Nuclear Station, Unit 1
Facility Operating License No. DPR-50
NRC Docket No. 50-289

Subject: Supplemental Response to Issuance of Order to Modify License and
Compensatory Measures Related to Security Force Fitness-For-Duty

- References:**
- (1) Letter from Samuel J. Collins (NRC) to Holders of Licenses for Operating Power Reactors, "Issuance of Order for Compensatory Measures Related to Fitness-For-Duty Enhancements Applicable to Nuclear Facility Security Force Personnel (EA-03-038)," dated April 29, 2003
 - (2) Letter from Jeffrey A. Benjamin (EGC/AmerGen) to U. S. NRC, "Response to Issuance of Orders to Modify License for Revised Design Basis Threat and Compensatory Measures Related to Security Force Training and Fitness-For-Duty," dated June 3, 2003
 - (3) Letter from Samuel J. Collins (NRC) to Jeffrey A. Benjamin (EGC/AmerGen), "Relaxation of the Order, Exercising Enforcement Discretion, and Extension of the Time to Submit an Answer or Request a Hearing Regarding Order EA-03-038, Fitness-For-Duty Enhancements for Nuclear Security Force Personnel," dated July 10, 2003

In response to the events of September 11, 2001, Exelon Generation Company, LLC (Exelon) and AmerGen Energy Company, LLC (AmerGen), on their own and in response to NRC Advisories, Orders, and industry initiatives, promptly initiated and maintained heightened security measures to continue to provide high assurance that activities involving special nuclear material are not inimical to the common defense and security and do not constitute an unreasonable risk to the public health and safety in the current threat environment.

On April 29, 2003, the NRC issued an Order (i.e., Reference 1) requiring additional compensatory measures related to fitness-for-duty for security force personnel. This letter supplements our response in Reference 2, made pursuant to the requirements of 10 CFR 50.4. As discussed in the attachment to this letter, Exelon and AmerGen reiterate that we fully intend to comply with the Order.

Pursuant to the requirements of 10 CFR 2.202(a)(2), an Answer is being transmitted to the Secretary of the Commission under separate cover. In addition, a letter to the Director, Office of Nuclear Reactor Regulation requesting relief related to two items is also separately being submitted.

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Those two items are: (1) an interpretation contained in Reference 3 involving the accounting of turnover time in the work-group provisions of the Order; and (2) a relaxation of the group work-hour controls during the preparation for and the conduct of certain force-on-force exercises.

If you have any questions regarding this submittal, please contact Patrick Simpson at (630) 657-2823.

I declare under penalty of perjury that the foregoing is true and correct. Executed on the 25th day of July, 2003.

Respectfully,



Jeffrey A. Benjamin
Vice President – Licensing and Regulatory Affairs
Exelon Generation Company, LLC
AmerGen Energy Company, LLC

Attachment

cc:

U. S. Nuclear Regulatory Commission
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(signed original and three copies)

Assistant General Counsel for Materials
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Compensatory Measures Related to Security Fitness-For-Duty Enhancements Order

Order EA-03-038 item III.C.1

All licensees shall, within thirty-five (35) days of the date of this Order, submit to the Commission a schedule for achieving compliance with each requirement described in Attachment 2 to Order EA-03-038.

Response to Order EA-03-038 item III.C.1

Exelon and AmerGen have started to implement the requirements in Attachment 2 to Order EA-03-038 and will complete implementation by October 29, 2003.