

From: Peter Tam
To: David Distel; David Helker; Hufnagel, John G.; John Hufnagel
Date: 10/2/03 1:45PM
Subject: Oyster Creek: Control Room Alternate Source Term Review (TAC MA3465)

David Helker
David Distel

This application came to NRC as a "topical report" review (i.e., no application for an amendment) on 3/31/97. The next document in NRC's record was a letter dated 4/13/00 from GPU (i.e., apparent inactivity for 3 years), the former licensee of Oyster Creek.

Subsequently, NRC and the licensee exchanged a few more pieces of correspondence. Among these, the RAI of 10/10/00 stated that, among other things, ".....to implement an alternate source term, 10 CFR 50.67 requires that a licensee apply for a license amendment under 10 CFR 50.90. Your submittals do not seem to fulfill that requirement." On 1/12/01 AmerGen responded to that RAI but it appears that AmerGen had not addressed this specific question about the lack of an application for amendment per 10 CFR 50.90.

In SECY-96-242, "Use of the NUREG-1465 Source Term at Operating Reactors," the NRC staff proposed to review pilot plant submittals. Subsequently, pilot plants were chosen: Surry, Grand Gulf, Perry. Acceptance as a pilot plant was signified by a letter from the NRC OCFO, exempting a licensee from the fee requirements of 10 CFR 170 (e.g., J. Funches letter to VEPCO, 1/16/01). No such letter was issued to Oyster Creek.

In the absence of an application for amendment, the Oyster Creek review is not a licensing action, but a plant-specific "topical report" review. Such review has very low priority compared to review of licensing actions. Furthermore, Oyster Creek has not been granted pilot plant status for its submittals, and it is not clear if such status can be granted in its current state of affairs (Surry, for example, received such status after it submitted an amendment application).

I propose that we hold a conference call in the near future to discuss the status and future prospects of this review. Please call me to set up such a conference call with our reviewers.

This e-mail aims solely to prepare you and others for a conference call. It does not state an NRC staff position, nor does it formally request for additional information.

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(3F7C6437.575 : 10 : 20510)

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Creation Date: 10/2/03 1:45PM
From: Peter Tam
Created By: PST@nrc.gov

Recipients	Action	Date & Time
David distel (David Distel)	Transferred	10/02/03 01:45PM
John hufnagel (John Hufnagel)	Transferred	10/02/03 01:45PM
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owf4_po.OWFN_DO RJL CC (Richard Laufer)	Delivered Opened	10/02/03 01:45PM 10/02/03 01:47PM
exeloncorp.com david.helker (David Helker) john.hufnagel (Hufnagel, John G.)	Transferred	10/02/03 01:45PM
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MESSAGE	3682	10/02/03 01:45PM

Options
Auto Delete: No
Expiration Date: None
Notify Recipients: Yes
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