

December 10, 2003

ORGANIZATION: EXELON GENERATION COMPANY, LLC

SUBJECT: SUMMARY OF PUBLIC MEETING WITH EXELON GENERATION COMPANY REGARDING QUALITY ASSURANCE FOR THE CLINTON EARLY SITE PERMIT (ESP) APPLICATION

The Nuclear Regulatory Commission (NRC) held a public meeting with Exelon Generation Company, LLC (Exelon) on September 10, 2003, at Exelon's offices in Kennett Square, Pennsylvania. The purpose of the meeting was to discuss the NRC staff's plans for quality assurance (QA) inspections to support the staff's review of Exelon's prospective early site permit (ESP) application for the Clinton ESP site. The meeting also provided Exelon an opportunity to discuss the QA measures they used in preparation of their application. For a list of meeting attendees refer to Attachment 1. The meeting agenda is Attachment 2.

The NRC maintains an Agencywide Documents Access and Management System (ADAMS), which provides text and image files of the NRC's public documents. The system may be accessed via the internet at <http://www.nrc.gov/reading-rm/adams/web-based.html>. The presentation materials for this meeting may be found under Accession No. ML032590680. Anyone experiencing problems accessing the handouts located in ADAMS may contact the NRC Public Document Room (PDR) Reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to pdr@nrc.gov.

The NRC staff opened the meeting and discussed its overall approach to review of QA measures for ESP applications including the ESP inspection program and staff guidance for review of ESP quality assurance controls. The staff also discussed information and documents needed to prepare for the QA inspection, which will be conducted soon after receipt of the ESP application. Exelon summarized its ESP project organization and its QA framework, discussed QA measures applied to information supporting the ESP application, and described how information was shared between Exelon and its various contractors. The staff and Exelon agreed to discuss the scheduling of the QA inspection at a later time.

During the meeting, Exelon asked the staff for clarification on three matters. The first matter relates to an applicant that includes a redress plan in its ESP application in accordance with 10 CFR 52.25. Exelon asked where the staff would document its review of the redress plan. Subsequent to the meeting, the staff told Exelon that it should review the NRC's June 23, 2003, letter to Ron Simard of the Nuclear Energy Institute on the subject of "U.S. Nuclear Regulatory Commission Responses to Nuclear Energy Institute (NEI) Comments on Draft RS-002, 'Processing Applications for Early Site Permits.'" On page 6 of the enclosure, under Item H, "Attachment 4 (SER Template for ESP Applications)," comment 2, the staff states, "As noted in 10 CFR 52.25(a), the staff's review of the site redress plan will be addressed in the EIS. The staff agrees that it is appropriate to refer to the site redress plan (if submitted) in the SER, consistent with referring to the environmental report (ER) in the SER. The staff will provide language on this subject in Attachment 4 to RS-002."

The second matter that Exelon requested clarification on was the record retention period required for ESP documents. Subsequent to the meeting, the staff informed Exelon that, although there is no specific regulatory requirement to retain ESP records, the NRC staff encourages use of the guidance provided in RS-002, Section 17, because of the possible future use of ESP records in a license application context.

Section 17.1.1, "Early Site Permit Quality Assurance Measures," of Review Standard (RS)-002, states that provisions exist for the identification, retention, retrieval, and maintenance of quality records. Certain records will contain design information that will subsequently be used to support design of systems, structures and components important to safety. These records will need to be retained for the life of the plant, should a plant be constructed. At the combined license stage, certain records, as identified in Regulatory Guide (RG) 1.28, "Quality Assurance Program Requirements (Design and Construction)," are required to be retained for the life of the proposed plant. Although there are no time limit requirements in Section 17.1.1, should the design records not be retained, the design information would have to be reconstituted at the combined license (COL) stage. Therefore, it is expected that the applicant will identify certain records as permanent records and retain them.

The third matter related to documents reviewed as background information for the QA inspections. Exelon asked what the NRC's requirements were regarding docketing and public availability of such documents. Subsequent to the meeting, the following answer was provided to Exelon.

In accordance with NRC Inspection Manual Chapter 0620, "Inspection Documents and Records," Section 04.03, "Obtaining Documents," documents obtained to provide background information for inspection preparation are not required to be placed in the Public Document Room (PDR), however, while in NRC possession the background documents are subject to requests under the Freedom of Information Act. Documents or excerpts of documents retained by an NRC inspector that are necessary to substantiate an inspection finding are considered final NRC records and shall be placed in the PDR, either under separate cover letter with the appropriate reference in the inspection reports or as an attachment to the inspection report.

Also, in Section 04.01, "Requesting Information," the guidance states that, as a minimum, a list of all the documents and records reviewed during an inspection shall be made publicly available by including it in the inspection report or by sending it to the PDR.

/RA/

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Office of Nuclear Reactor Regulation

Project No. 718

Enclosure: As stated

cc w/encl: See next page

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Project No. 718

Enclosures: As stated

cc w/encl: See next page

ADAMS ACCESSION NUMBERS: ML033370116-Meeting Summary, Agenda (Enclosure 1)
and Meeting Attendees (Enclosure 2)
ML032590680-Meeting Handouts
ML033370108-Pkg.

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DATE	12/4/2003	12/8/2003	12/9/2003	12/9/2003

OFFICIAL RECORD COPY

Distribution for Meeting Summary dated December 10, 2003

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**MEETING AGENDA: SEPTEMBER 10, 2003
U.S. NUCLEAR REGULATORY COMMISSION (NRC) INSPECTION PLANS
FOR QUALITY ASSURANCE (QA) MEASURES IN SUPPORT OF
EXELON'S PROSPECTIVE EARLY SITE PERMIT APPLICATION
FOR THE CLINTON SITE**

<u>Time</u>	<u>Topic</u>	<u>Lead</u>
1:00 p.m.	Introductory Remarks	NRC/Exelon
1:15 p.m.	NRC QA inspections - Plan and Schedule	NRC
2:30 p.m.	Break**	
2:40 p.m.	Description/status of Exelon QA measures	Exelon
3:30 p.m.	Closing Remarks/Summary	NRC/Exelon
4:00 p.m.	Adjourn**	

** Public will be given an opportunity to provide comments before the break and adjournment

Meeting With
Exelon Generation Company, LLC
September 10, 2003

Attendance List

NRC

Laura Dudes, NRR
Nanette Gilles, NRR
Thomas Foley, NRR
Paul Prescott, NRR
Kenneth Heck, NRR
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Thomas P. Mundy
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