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SUBJECT: Advises of util intention to prepare license renewal application for Turkey Points,Units 3 & 4,w/expectation that license renewal can be accomplished in economical & timely manner.Fee waiver requested,for reasons provided.

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Florida Power & Light Company, P. O. Box 14000, Juno Beach, FL 33408-0420

FPL

June 26, 1998

L-98-177
10CFR Part 54
10CFR Part 170

U.S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, DC 20555-0001

Re: Turkey Point Units 3 and 4
Docket Nos. 50-250 and 50-251
Submittal Plan for License Renewal Technical
Information and Request for Waiver of Review Fees

The purpose of this letter is to inform you that Florida Power & Light Company (FPL) is preparing a license renewal application for Turkey Point Units 3 and 4 with the expectation that license renewal can be accomplished in an economical and timely manner.

For several years, FPL has actively supported the industry efforts of the Nuclear Energy Institute (NEI) and the Westinghouse Owner's Group (WOG) to work in concert with the NRC to develop a stable and efficient license renewal process. FPL believes that the industry and the public will benefit greatly from a cost-effective and predictable license renewal process for licensees of operating nuclear power plants.

FPL's initial activity will be the submittal of a methodology document that delineates the scoping and screening process for Turkey Point Units 3 and 4 systems, structures and components (SSCs). The purpose of the submittal will be to obtain NRC Staff agreement on key elements of the Turkey Point license renewal application to support the efficient development of that application.

A decision on whether to submit the application and pursue a renewed operating license will depend largely on our assessment of the competitive position of nuclear power. In addition, our decision will be influenced by the timely resolution of certain generic issues relating to the implementation of technical and environmental aspects of the license renewal rule and the resolution of issues raised in the adjudicatory process.

FPL expects to use the WOG aging management reports as references in its application. Accordingly, FPL requests that the WOG reports be reviewed generically and given appropriate priority.

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Because FPL may be the first utility with a Westinghouse plant to make plant-specific submittals, we request relief from 10 CFR Part 170 review fees. Consideration of such a fee waiver was offered in a 1995 NRC/NEI senior management meeting to the early utilities from each vendor to go through the process. This request is similar to the request for non-assessment of fees submitted by Duke Power Company, February 2, 1996, and Baltimore Gas & Electric (BG&E), July 3, 1996.

FPL's request is also consistent with the NRC's criteria for relief from fees under Part 170. Under 10 CFR § 170.3 and 10 CFR § 170.21 note 4, fees are not assessed for reports submitted to the NRC "as means of exchanging information between industry organizations and the NRC for the purpose of supporting generic regulatory improvements or efforts." In adopting this provision, the NRC explained that such "reports, although submitted by a specific organization, support NRC's development of generic guidance and regulations (e.g., rules, regulatory guides and policy statements)" 59 Fed. Reg. 36895, 36904 (July 20, 1994).

FPL understands that the technical information provided will be used by NRC Staff to assist in its ongoing development of supplementary regulatory guidance as well as to support its development on the Standard Review Plan (SRP) for License Renewal. Approval of Turkey Point specific technical information supporting a license renewal application would demonstrate that 10 CFR Part 54 can be implemented by Westinghouse nuclear plants in an efficient manner. Such a demonstration would further the NRC's policy of providing a predictable process for license renewal.

In summary, the requested fee waiver is appropriate for several reasons. First, FPL's activities will allow NRC Staff to gain experience and to formulate generic general acceptance criteria for license renewal of Westinghouse plants. Second, FPL's activities will allow further development of the draft SRP for license renewal. In this regard, it is our understanding that neither the BG&E nor Duke applications utilize the draft SRP format.

If you have any questions regarding this matter, please contact Mr. Rajiv S. Kundalkar at (561) 694-4848.

Sincerely,

T.F. Plunkett
President
Nuclear Division

cc: Regional Administrator, Region II, USNRC
Senior Resident Inspector, USNRC, Turkey Point Plant