

From: [Downs, James](#)
To: [Terry, Chris T](#)
Subject: Request for Additional Information on BWXT NOG-L Letter 20-045 - Emergency Plan Relief Request
Date: Tuesday, June 16, 2020 1:29:00 PM

Dear Mr. Terry:

By letter dated May 27, 2020 (Agencywide Documents Access and Management System [ADAMS] Accession No. ML20149K364), BWXT Nuclear Operations Group, Inc. – Lynchburg (BWXT NOG-L), requested approval of a request for regulatory relief via a temporary license amendment, until December 31, 2020, from two specific Emergency Plan requirements.

The U.S. Nuclear Regulatory Commission (NRC) staff has completed an acceptance review of the submittal and has identified no administrative omissions or deficiencies that would prevent proceeding with a detailed review. The submittal has been assigned Enterprise Project Identification Number (EPID) L-2020-EPR-0003. Please reference this EPID number and Docket Number 70-27 in any future correspondence associated with this request. In addition, the NRC staff estimates that completing our review of the submittal will require approximately 20 staff hours which corresponds to about \$5,560.00 (\$278.00/hr).

Furthermore, the NRC staff has identified additional information that is needed before final action can be taken on the regulatory relief request. To ensure that final action can be taken in the timeframe needed to maintain regulatory compliance, the additional information should be provided no later than Friday, June 19, 2020.

Pending your response, we anticipate completing our review by June 29, 2020. This date could change depending on the findings of our technical review, urgent assignments, or other factors. We will promptly communicate any significant changes to this schedule.

The BWXT NOG-L letter dated May 27, 2020, states that the social distancing guidelines of the Commonwealth of Virginia's Executive Order 53, dated March 23, 2020, and Phase One Executive Order 61, dated May 8, 2020, precludes the in-person gatherings that are necessary for the conduct of emergency preparedness training and drills. Therefore, BWXT NOG-L is requesting relief from the monthly Emergency Team training and quarterly emergency organization drills as listed in Section 4.2.1.2.1 and Section 4.3, respectively, of the BWXT NOG-L Emergency Plan.

1. The NRC staff noted that the "gathering" restrictions of the Commonwealth of Virginia's Second Amended Executive Order 53, Directive Item 1, expired on June 10, 2020. In addition, the Commonwealth of Virginia's Amended Executive Order 65, dated June 9, 2020, provides for expiration of the Third Amended Executive Order 61 on June 12, 2020. Based on the expiration of the executive orders referenced in the BWXT NOG-L letter, please provide any needed modifications to the relief request, its basis, and the applicable requirements or guidance. This information is necessary to determine that compliance is maintained with the requirements of 10 CFR 70.22(i)(3)(x) and (xii).
2. The NRC staff was not able to identify, within BWXT NOG-L's letter, the specific criteria from the referenced Commonwealth of Virginia's Executive Orders and the

corresponding impacts from the implementation of those orders that would prevent performance of the monthly training or the quarterly drills at the BWXT NOG-L facility. Please clarify the criteria from the applicable requirements or guidance and the corresponding site-specific impacts that would prevent performance of the monthly training and quarterly drills. This information is necessary to determine that compliance is maintained with the requirements of 10 CFR 70.22(i)(3)(x) and (xii).

3. What specific compensatory measures and/or contingency plans will be implemented to ensure that the BWXT NOG-L emergency response readiness will be effectively maintained during the potential suspension of the monthly training and quarterly drills? This information is necessary to determine that compliance is maintained with the requirements of 10 CFR 70.22(i)(3)(x) and (xii).

A copy of this e-mail will be available electronically for public inspection in the NRC Public Document Room, or from the Publicly Available Records System component of ADAMS. The ADAMS database is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this matter, please contact me at 301-415-7744, or via e-mail to: James.Downs@nrc.gov.

Sincerely,

James Downs
Program Manager
U.S. NRC
NMSS/DFM/FFLB