

NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-317, 50-318, 50-445, 50-446, 50-373, 50-374, 50-220, and 50-410;

NRC-2020-0110]

Issuance of Multiple Exemptions in Response to COVID-19

Public Health Emergency

AGENCY: Nuclear Regulatory Commission.

ACTION: Exemptions; issuance.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) issued four exemptions in response to requests from two licensees. The exemptions afford these licensees temporary relief from certain requirements under NRC regulations. The exemptions are in response to the licensees' requests for relief due to the coronavirus disease 2019 (COVID-19) public health emergency (PHE). The NRC is issuing a single notice to announce the issuance of the exemptions.

DATES: During the period from February 2, 2021, to February 23, 2021, the NRC granted four exemptions in response to requests submitted by two licensees from January 21, 2021, to February 8, 2021.

ADDRESSES: Please refer to Docket ID **NRC-2020-0110** when contacting the NRC about the availability of information regarding this document. You may obtain publicly available information related to this document using any of the following methods:

- **Federal Rulemaking Web Site:** Go to <https://www.regulations.gov> and search for Docket ID **NRC-2020-0110**. Address questions about Docket IDs in Regulations.gov to Stacy Schumann; telephone: 301-415-0624; e-mail: Stacy.Schumann@nrc.gov. For technical questions, contact the individual listed in the

FOR FURTHER INFORMATION CONTACT section of this document.

- **NRC's Agencywide Documents Access and Management System**

(ADAMS): You may obtain publicly available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to pdr.resource@nrc.gov.

- **Attention:** The PDR, where you may examine and order copies of public documents, is currently closed. You may submit your request to the PDR via e-mail at pdr.resource@nrc.gov or call 1-800-397-4209 or 301-415-4737, between 8:00 a.m. and 4:00 p.m. (EST), Monday through Friday, except Federal holidays.

For the convenience of the reader, instructions about obtaining materials referenced in this document are provided in the "Availability of Documents" section.

FOR FURTHER INFORMATION CONTACT: James Danna, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-7422, e-mail: James.Danna@nc.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

During the period from February 2, 2021, to February 23, 2021, the NRC granted four exemptions in response to requests submitted by two licensees from January 21, 2021, to February 8, 2021. These exemptions temporarily allow the licensees to deviate from certain requirements of part 26, "Fitness for Duty Programs," of chapter I of title 10 of the *Code of Federal Regulations* (10 CFR).

The exemptions from certain requirements of 10 CFR part 26, "Fitness for Duty Programs," for Exelon Generation Company, LLC (for Calvert Cliffs Nuclear Power Plant, Units 1 and 2; LaSalle County Station, Units 1 and 2; and Nine Mile Point Nuclear

Station, Units 1 and 2) and for Vistra Operations Company LLC (for Comanche Peak Nuclear Power Plant, Unit Nos. 1 and 2) afford these licensees temporary relief from the work-hour controls under 10 CFR 26.205(d)(1) through (d)(7). The exemptions from 10 CFR 26.205(d)(1) through (d)(7) ensure that the control of work hours and management of worker fatigue does not unduly limit licensee flexibility in using personnel resources to most effectively manage the impacts of the COVID-19 PHE on maintaining the safe operation of these facilities. Specifically, these licensees have stated that their staffing levels are affected or are expected to be affected by the COVID-19 PHE, and they can no longer meet or likely will not meet the work-hour controls of 10 CFR 26.205(d)(1) through (d)(7). These licensees have committed to effecting site-specific COVID-19 PHE fatigue-management controls for personnel specified in 10 CFR 26.4(a).

The NRC is providing compiled tables of exemptions using a single *Federal Register* notice for COVID-19 related exemptions instead of issuing individual *Federal Register* notices for each exemption. The compiled tables in this notice provide transparency regarding the number and type of exemptions the NRC has issued. Additionally, the NRC publishes tables of approved regulatory actions related to the COVID-19 PHE on its public Web site at <https://www.nrc.gov/about-nrc/covid-19/reactors/licensing-actions.html>.

II. Availability of Documents

The tables in this notice provide the facility name, docket number, document description, and ADAMS accession number for each exemption issued. Additional details on each exemption issued, including the exemption request submitted by the respective licensee and the NRC's decision, are provided in each exemption approval listed in the tables in this notice. For additional directions on accessing information in

ADAMS, see the **ADDRESSES** section of this document.

**Calvert Cliffs Nuclear Power Plant, Units 1 and 2
Docket Nos. 50-317 and 50-318**

Document Description	ADAMS Accession No.
Calvert Cliffs Nuclear Plant, Units 1 and 2 – COVID-19 Related Request for Exemption from 10 CFR part 26 Work Hours Requirements, dated January 21, 2021	ML21022A009
Calvert Cliffs Nuclear Power Plant, Units 1 and 2 – Exemption from Select Requirements of 10 CFR part 26 (EPID L-2021-LLE-0005 [COVID-19]), dated February 18, 2021	ML21029A336

**Comanche Peak Nuclear Power Plant, Unit Nos. 1 and 2
Docket Nos. 50-445 and 50-446**

Document Description	ADAMS Accession No.
Comanche Peak Nuclear Power Plant, Unit Nos. 1 and 2 – Subsequent Request for Exemption from Specific Requirements of 10 CFR part 26, "Fitness for Duty Programs," dated February 8, 2021	ML21039A688
Comanche Peak Nuclear Power Plant, Unit Nos. 1 and 2 – Supplement to Subsequent Request for Exemption from Specific Requirements of 10 CFR part 26, "Fitness for Duty Programs," dated February 9, 2021	ML21040A512
Comanche Peak Nuclear Power Plant, Unit Nos. 1 and 2 – Second Supplement to Subsequent Request for Exemption from Specific Requirements of 10 CFR part 26, "Fitness for Duty Programs," dated February 10, 2021	ML21041A541
Comanche Peak Nuclear Power Plant, Unit Nos. 1 and 2 – Exemption from Select requirements of 10 CFR part 26 (EPID L-2021-LLE-0009 [COVID-19]), dated February 11, 2021	ML21040A001

**LaSalle County Station, Units 1 and 2
Docket Nos. 50-373 and 50-374**

Document Description	ADAMS Accession No.
LaSalle County Station, Units 1 and 2 – Subsequent Request for Exemption from 10 CFR part 26 Work Hours Requirements, dated January 22, 2021	ML21022A372

LaSalle County Station, Units 1 and 2 – Exemption from Select Requirements of 10 CFR part 26 (EPID L-2021-LLE-0004 [COVID-19]), dated February 2, 2021	ML21025A294
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**Nine Mile Point Nuclear Station, Units 1 and
Docket Nos. 50-220 and 50-410**

Document Description	ADAMS Accession No.
Nine Mile Point Nuclear Station, Units 1 and 2 – COVID-19 Related Request for Exemption from 10 CFR part 26 Work Hours Requirements, dated January 22, 2021	ML21022A230
Nine Mile Point Nuclear Station, Units 1 and 2 – Exemption from Select Requirements of 10 CFR part 26 (EPID L-2021-LLE-0006 [COVID-19]), dated February 23, 2021	ML21029A309

Dated: March 9, 2021

For the Nuclear Regulatory Commission.

/RA/

James G. Danna, Chief,
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Office of Nuclear Reactor Regulation.