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PNP 2022-012

10 CFR 50.90

April 21, 2022

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

Subject: Response to Request for Additional Information Regarding License Amendment Request to Revise Facility Operating License and Technical Specifications for a Permanently Defueled Condition

Palisades Nuclear Plant
NRC Docket No. 50-255
Renewed Facility Operating License No. DPR-20

- References:**
- 1) Entergy Nuclear Operations, Inc., Letter, PNP 2021-005, to U.S. Nuclear Regulatory Commission, *License Amendment Request to Revise Renewed Facility Operating License and Technical Specifications for Permanently Defueled Condition*, (NRC ADAMS Accession Package Number ML21152A108), dated June 1, 2021
 - 2) U.S. Nuclear Regulatory Commission, Letter to Entergy Nuclear Operations, Inc., *Palisades Nuclear Plant - Request for Additional Information Regarding License Amendment Request for Permanently Defueled Amendment Request (EPID L-2021-LLA-0099)*, (NRC ADAMS Accession Number ML22102A248), dated April 14, 2022

In accordance with Title 10 of the Code of Federal Regulations (CFR) Part 50, Section 90 (10 CFR 50.90), *Application for amendment of license, construction permit, or early site license*, Entergy Nuclear Operations, Inc. (Entergy) submitted a license amendment request (LAR) to revise the Renewed Facility Operating License for a permanently defueled condition, Entergy letter number PNP 2021-005 (Reference 1).

In Reference 2, Entergy received a request for additional information (RAI) from the U.S. Nuclear Regulatory Commission (NRC) on the LAR (Reference 1). The Entergy response to the RAI is provided in the enclosure to this letter.

This letter contains no new commitments and no revised commitments.

In accordance with 10 CFR 50.91, *Notice for public comment State consultation*, paragraph (b), a copy of this RAI response, with enclosure, is being provided to the designated State Official.

The responses to the RAI do not affect the No Significant Hazards Consideration Determination and the Environmental Evaluation provided in Reference 1.

Should you have any questions or require additional information, please contact Jim Miksa, regulatory assurance engineer at (269) 764-2945.

I declare under penalty of perjury; the foregoing is true and correct. Executed on April 21, 2022.

Respectfully,

**Philip
Couture**

Phil Couture

Digitally signed by Philip Couture
Date: 2022.04.21 07:44:48 -05'00'

PC/jpm

Enclosure: Response to Request for Additional Information Regarding License Amendment Request for Permanently Defueled Amendment Request

Attachments to Enclosure:

1. Revised Proposed Changes (mark-up) to Palisades Plant Renewed Facility Operating License DPR-20, Appendix A Technical Specifications, And Appendix B Environmental Protection Plan Pages
2. Revised Retyped Pages for the Palisades Plant Renewed Facility License DPR-20, Appendix A Permanently Defueled Technical Specifications, And Appendix B Environmental Protection Plan

cc: NRC Region III Regional Administrator
NRC Senior Resident Inspector – Palisades Nuclear Plant
NRC Project Manager – Palisades Nuclear Plant
State of Michigan

Enclosure to

PNP 2022-012

**Response to Request for Additional Information Regarding License Amendment Request
for Permanently Defueled Amendment Request**

**Response to Request for Additional Information Regarding License Amendment Request
for Permanently Defueled Amendment Request**

NRC RAI

By application dated June 1, 2021 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML21152A108), Entergy Nuclear Operations, Inc. (ENO) requested changes to Renewed Facility Operating License (RFOL) No. DPR-20 for Palisades Nuclear Plant (PNP). Specifically, ENO requested an amendment to revise the PNP RFOL, including the Appendix A technical specifications (TSs) and Appendix B environmental protection plan, to reflect the permanent cessation of operations and permanent removal of fuel from the reactor vessel.

The U.S. Nuclear Regulatory Commission (NRC, the Commission) staff reviewed the submittal and determined that the following additional information is needed to complete its review.

NRR-DORL-01

Applicable Regulation and Guidance

Title 10 of the *Code of Federal Regulations* (10 CFR) Part 50.2, "Definitions," states, in part:

License means a license, including a construction permit or operating license under this part

10 CFR 50.51, "Continuation of license," states, in part:

- (b) Each license for a facility that has permanently ceased operations, continues in effect beyond the expiration date to authorize ownership and possession of the production or utilization facility, until the Commission notifies the licensee in writing that the license is terminated. During such period of continued effectiveness, the licensee shall –
 - (1) Take actions necessary to decommission and decontaminate the facility and continue to maintain the facility, including, where applicable, the storage, control and maintenance of the spent fuel, in a safe condition, and
 - (2) Conduct activities in accordance with all other restrictions applicable to the facility in accordance with the NRC regulations and the provisions of the specific 10 CFR part 50 license for the facility.

Issue

On February 21, 1991, the NRC issued an operating license for PNP in accordance with 10 CFR Part 50. This operating license was renewed on January 17, 2007, in accordance with 10 CFR Part 54.

The licensee plans to permanently shut down PNP by May 31, 2022. In accordance with 10 CFR 50.82(a)(2), upon docketing of the licensee's certifications for permanent cessation of operations and permanent removal of fuel from the reactor vessel, the 10 CFR Part 50 license no longer authorizes operation of the reactor or emplacement or retention of the fuel in the reactor vessel. The LAR proposes changes to the license to reflect the permanent shutdown of the facility. These changes include removing the word "operating" from the PNP license when the word appears in "renewed facility operating license" or "renewed operating license" (except that this change was not proposed for License Finding 1.C).

However, docketing of the certifications under 10 CFR 50.82(a)(2) does not change the form of the license—under 10 CFR 50.51(b), the operating license continues in effect until the Commission notifies the licensee in writing that the license is terminated. Therefore, PNP would continue to have a renewed facility operating license in accordance with 10 CFR Parts 50 and 54.

The NRC staff recognizes that there have been prior cases for other facilities where it authorized removing the word "operating" from the license when the word appeared in "renewed facility operating license" or "renewed operating license." However, the license is still an operating license, and there are regulations that apply specifically to "operating license," not a generic "facility license." To ensure clarity regarding the applicability of such regulations and the nature of the license itself, the term "operating" should remain when "renewed facility operating license" or "renewed operating license" is used.

Request

Provide a regulatory justification for removing the word "operating" when it appears in the phrases "renewed facility operating license" or "renewed operating license" in the following portions of the PNP license; or confirm that these requested changes are no longer applicable and are withdrawn:

- License Title
- License Finding 1.A
- License Finding 1.E
- License Finding 1.F
- License Finding 1.H
- License Finding 1.I
- License Finding 1.J
- License Condition 2
- License Condition 2.C
- Appendix A, Technical Specification Title Page
- Appendix B, Environmental Protection Plan Title Page

Entergy Response to NRR-DORL-01

Entergy has confirmed that the changes identified in request for additional information (RAI) NRR-DORL-01 are no longer applicable and are withdrawn from the license amendment request to revise PNP renewed facility operating license for a permanently defueled condition, dated June 1, 2021.

PNP Renewed Facility Operating License LAR Withdraw of Proposed Changes	
Section	Withdraw Proposed Change
License Title	Renewed Facility Operating License
License Finding 1.A	The application for Renewed Operating License No. DRP-20 complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I, and all required notifications to other agencies or bodies have been duly made;
License Finding 1.E	There is reasonable assurance (i) that the activities authorized by this renewed operating license can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations set forth in 10 CFR Chapter I;
License Finding 1.F	Entergy Nuclear Palisades, LLC (ENP) is financially qualified and Entergy Nuclear Operations, Inc. (ENO) is financially and technically qualified to engage in the activities authorized by this renewed operating license in accordance with the Commission's regulations set forth in 10 CFR Chapter I;
License Finding 1.H	The issuance of this renewed operating license will not be inimical to the common defense and security or to the health and safety of the public;
License Finding 1.I	After weighing the environmental, economic, technical, and other benefits of the facility against environmental and other costs and considering available alternatives, the issuance of this renewed Facility Operating License No. DPR- 20, subject to the conditions for the protection of the environment set forth herein, is in accordance with 10 CFR Part 51 (formerly Appendix D to Part 50), of the Commission's regulations and all applicable requirements have been satisfied; and

PNP Renewed Facility Operating License LAR Withdraw of Proposed Changes	
Section	Withdraw Proposed Change
License Finding 1.J	The receipt, possession, and use of source, byproduct, and special nuclear material as authorized by this renewed operating license will be in accordance with 10 CFR Parts 30, 40, and 70.
License Condition 2	Renewed Facility Operating License No. DPR-20
License Condition 2.C	This renewed operating license shall be deemed to contain and is subject to the conditions specified in the Commission's regulations of 10 CFR Chapter I and is subject to all applicable provisions of the Act; to the rules, regulations, and orders of the Commission now or hereafter in effect; and is subject to the additional conditions specified or incorporated below:
Appendix A, Technical Specification Title Page	RENEWED FACILITY OPERATING LICENSE DPR-20
Appendix B, Environmental Protection Plan Title Page	FACILITY OPERATING LICENSE DPR-20

Attachment 1 to this RAI enclosure includes the Revised Proposed Changes (mark-up) to Palisades Plant Renewed Facility Operating License DPR-20, Appendix A Technical Specifications, and Appendix B Environmental Protection Plan Pages affected by the withdraw of the above proposed changes and supersede the corresponding pages that were provided in LAR letter PNP 2021-005 Enclosure Attachment 1.

Attachment 2 to this RAI enclosure includes the Retyped Pages for the Palisades Plant Renewed Facility Operating License DPR-20, Appendix A Technical Specifications, and Appendix B Environmental Protection Plan Pages affected by the withdraw of the above proposed changes and supersede the corresponding pages that were provided in LAR Letter PNP 2021-005 Enclosure Attachment 2.

NRR-DORL-02

Applicable Regulation and Guidance

10 CFR 50.57, "Issuance of operating license," states, in part:

- (a) Pursuant to § 50.56, an operating license may be issued by the Commission, up to the full term authorized by § 50.51, upon finding that: ...

- (2) The facility will operate in conformity with the application as amended, the provisions of the Act, and the rules and regulations of the Commission; and

10 CFR 50.92, "Issuance of amendment," states, in part:

- (a) In determining whether an amendment to a license, construction permit, or early site permit will be issued to the applicant, the Commission will be guided by the considerations which govern the issuance of initial licenses, construction permits, or early site permits to the extent applicable and appropriate.

Issue

Currently, License Finding 1.D reads:

The facility will operate in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;

The licensee proposed License Finding 1.D to read:

The facility will be maintained in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;

License Finding 1.D is an NRC finding, not a license condition, and the wording reflects the finding required by 10 CFR 50.57(a)(2) that the NRC made when issuing the operating license. Thus, when the **operating license was issued, and when it was renewed**, the current language in License Finding 1.D was designed to mirror the language of 10 CFR 50.57(a)(2). When issuing amendments, the NRC staff uses the same 10 CFR 50.57(a)(2) language since 10 CFR 50.92(a) *requires* the staff to "be guided by the considerations which govern the issuance of initial licenses ... to the extent applicable and appropriate."

The NRC staff recognizes that there have been prior cases for other facilities where it authorized changing the pertinent finding language from "will operate" to "will be maintained." However even though operation of the reactor will not be allowed after the 10 CFR 50.82(a) certifications are docketed, the "facility will operate" language in 10 CFR 50.57(a)(2) is still "applicable and appropriate" since this language can refer to operation of the facility's systems, structures and components (SSCs) during decommissioning. This position was explained in the recently published proposed rule "Regulatory Improvements for Production and Utilization Facilities Transitioning to Decommissioning" (87 FR 12254; March 3, 2022) on page 12297.

Request

Provide a regulatory justification for changing the wording of License Finding 1.D from "will operate" to "will be maintained," or confirm that this specific License Finding 1.D change request is no longer applicable and is withdrawn.

Entergy Response to NRR-DORL-02

Entergy has confirmed that the changes identified in RAI NRR-DORL-02 are no longer applicable and are withdrawn from the license amendment request to revise PNP renewed facility operating license for a permanently defueled condition dated June 1, 2021.

PNP Renewed Facility Operating License LAR Withdraw of Proposed Changes	
Section	Withdraw Proposed Change
License Finding 1.D	The facility will operate <i>be maintained</i> in conformity with the application, the provisions of the Act, and the regulations of the Commission;

ATTACHMENTS

1. Revised Proposed Changes (mark-up) to Palisades Plant Renewed Facility Operating License DPR-20, Appendix A Technical Specifications, And Appendix B Environmental Protection Plan Pages.
2. Revised Retyped Pages for the Palisades Plant Renewed Facility Operating License DPR-20, Appendix A Technical Specifications, And Appendix B Environmental Protection Plan Pages.

Enclosure Attachment 1 to
PNP 2022-012
Revised Proposed Changes (mark-up) to
Palisades Plant
Renewed Facility Operating License DPR-20,
Appendix A Technical Specifications,
And
Appendix B Environmental Protection Plan Pages

NOTE: This RAI enclosure includes only those pages that were affected by the withdrawal of the proposed changes listed in this RAI response and supersedes the corresponding pages that were provided in LAR PNP 2021-005 Enclosure Attachment 1, dated June 1, 2021.

5 TS Pages Follow

ENTERGY NUCLEAR PALISADES, LLC
ENTERGY NUCLEAR OPERATIONS, INC.
DOCKET NO. 50-255
PALISADES NUCLEAR PLANT
RENEWED FACILITY OPERATING LICENSE

Renewed License No. DPR-20

1. The Nuclear Regulatory Commission (NRC or the Commission) having previously made the findings set forth in Operating License No. DPR-20, dated February 21, 1991, has now found that:

- A. The application for Renewed Operating License No. DRP-20 complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I, and all required notifications to other agencies or bodies have been duly made;

Deleted;

- B. ~~Construction of the Palisades Plant (the facility) has been completed in conformity with Provisional Construction Permit No. CPPR-25 and the application, as amended, the provisions of the Act, and the regulations of the Commission, and has been operating under facility operating license since February 21, 1991;~~

- C. Actions have been identified and have been or will be taken with respect to: (1) managing the effects of aging on the functionality of structures and components that have been identified to require review under 10 CFR 54.21(a)(1) during the period of extended operation, and (2) time-limited aging analyses that have been identified to require review under 10 CFR 54.21(c), such that there is reasonable assurance that the activities authorized by this renewed operating license will continue to be conducted in accordance with the current licensing basis, as defined in 10 CFR 54.3 for the facility, and that any changes made to the facility's current licensing basis in order to comply with 10 CFR 54.29(a) are in accordance with the Act and the Commission's regulations;

- D. The facility will operate in conformity with the application, the provisions of the Act, and the regulations of the Commission;
 - E. There is reasonable assurance: (i) that the activities authorized by this renewed operating license can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations set forth in 10 CFR Chapter I;
 - F. Entergy Nuclear Palisades, LLC (ENP) is financially qualified and Entergy Nuclear Operations, Inc. (ENO) is financially and technically qualified to engage in the activities authorized by this renewed operating license in accordance with the Commission's regulations set forth in 10 CFR Chapter I;
 - G. ENP and ENO have satisfied the applicable provisions of 10 CFR Part 140, "Financial Protection Requirements and Indemnity Agreements" of the Commission's regulations;
 - H. The issuance of this renewed operating license will not be inimical to the common defense and security or to the health and safety of the public;
 - I. After weighing the environmental, economic, technical, and other benefits of the facility against environmental and other costs and considering available alternatives, the issuance of this renewed Facility Operating License No. DPR-20, subject to the conditions for protection of the environment set forth herein, is in accordance with 10 CFR Part 51 (formerly Appendix D to Part 50), of the Commission's regulations and all applicable requirements have been satisfied; and
 - J. The receipt, possession, and use of source, byproduct, and special nuclear material as authorized by this renewed operating license will be in accordance with 10 CFR Parts 30, 40, and 70.
2. ~~Operating License No. DPR-20, dated February 21, 1991, as amended, was superseded in its entirety by Renewed Facility Operating License No. DPR-20 (previously issued to Consumers Energy Company),~~ is hereby issued to ENP and ENO as follows:
- A. This renewed license applies to the Palisades Plant, a pressurized light water moderated and cooled reactor and electrical generating equipment (the facility). The facility is located in Van Buren County, Michigan, and is described in the Palisades Plant Updated Final Safety Analysis Report, as supplemented and amended, and in the Palisades Plant Environmental Report, as supplemented and amended.
 - B. Subject to the conditions and requirements incorporated herein, the Commission hereby licenses:

and

- (1) Pursuant to Section 104b of the Act, as amended, and 10 CFR Part 50, "Licensing of Production and Utilization Facilities," (a) ENP to possess and use, and (b) ENO to possess, use and operate, the facility as a utilization facility at the designated location in Van Buren County, Michigan, in accordance with the procedures and limitation set forth in this license;

that was used

and are used in the calibration of

- (2) ENO, pursuant to the Act and 10 CFR Parts 40 and 70, to receive, possess, and use source and special nuclear material as reactor fuel, in accordance with the limitations for storage and amounts required for reactor operation, as described in the Updated Final Safety Analysis Report, as supplemented and amended;

that were used

sealed sources that were used for

- (3) ENO, pursuant to the Act and 10 CFR Parts 30, 40, and 70, to receive, possess, and use byproduct, source, and special nuclear material as sealed sources for reactor startup, reactor instrumentation, radiation monitoring equipment calibration, and fission detectors in amounts as required;

that were used as

- (4) ENO, pursuant to the Act and 10 CFR Parts 30, 40, and 70, to receive, possess, and use in amounts as required any byproduct, source, or special nuclear material for sample analysis or instrument calibration, or associated with radioactive apparatus or components; and

- (5) ENO, pursuant to the Act and 10 CFR Parts 30, 40, and 70, to possess, but not separate, such byproduct and special nuclear materials as may be produced by the operations of the facility.

that were

C. This renewed operating license shall be deemed to contain and is subject to the conditions specified in the Commission's regulations in 10 CFR Chapter I and is subject to all applicable provisions of the Act; to the rules, regulations, and orders of the Commission now or hereafter in effect; and is subject to the additional conditions specified or incorporated below:

Deleted.

- (1) ~~ENO is authorized to operate the facility at steady state reactor core power levels not in excess of 2565.4 Megawatts thermal (100 percent rated power) in accordance with the conditions specified herein.~~

XXX

- (2) The Technical Specifications contained in Appendix A, as revised through Amendment No. 274, and the Environmental Protection Plan contained in Appendix B are hereby incorporated in the license. ENO shall operate the facility in accordance with the Technical Specifications and the Environmental Protection Plan.

- (3) Fire Protection

Deleted.

maintain

~~ENO shall implement and maintain in effect all provisions of the approved fire protection program that comply with 10 CFR 50.48(a) and 10 CFR 50.48(e), as specified in the license amendment requests dated December 12, 2012, November 1, 2017, November 1, 2018, and March 8, 2019, as supplemented by letters dated February 21, 2013, September 30, 2013, October 24, 2013,~~

PALISADES PLANT

RENEWED FACILITY OPERATING LICENSE DPR-20

APPENDIX A

**PERMANENTLY
DEFUELED**



TECHNICAL SPECIFICATIONS

XXX

As Amended through Amendment No. 271

PALISADES PLANT

RENEWED



FACILITY OPERATING LICENSE DPR-20

APPENDIX B

ENVIRONMENTAL PROTECTION PLAN (NON-RADIOLOGICAL)

Enclosure Attachment 2 to
PNP 2022-012
Revised Retyped Pages for the Palisades Plant
Renewed Facility License DPR-20,
Appendix A Permanently Defueled Technical Specifications,
And
Appendix B Environmental Protection Plan

NOTE: This RAI enclosure includes only those pages that were affected by the withdrawal of the proposed changes listed in this RAI response and supersedes the corresponding pages that were provided in LAR PNP 2021-005 Enclosure Attachment 2, dated June 1, 2021.

5 TS Pages Follow

ENTERGY NUCLEAR PALISADES, LLC

ENTERGY NUCLEAR OPERATIONS, INC.

DOCKET NO. 50-255

PALISADES NUCLEAR PLANT

RENEWED FACILITY OPERATING LICENSE

Renewed License No. DPR-20

1. The Nuclear Regulatory Commission (NRC or the Commission) having previously made the findings set forth in Operating License No. DPR-20, dated February 21, 1991, has now found that:
 - A. The application for Renewed Operating License No. DPR-20 complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I, and all required notifications to other agencies or bodies have been duly made;
 - B. [deleted];
 - C. Actions have been identified and have been or will be taken with respect to:
 - (1) managing the effects of aging on the functionality of structures and components that have been identified to require review under 10 CFR 54.21(a)(1) during the period of extended operation, and (2) time-limited aging analyses that have been identified to require review under 10 CFR 54.21(c), such that there is reasonable assurance that the activities authorized by this renewed operating license will continue to be conducted in accordance with the current licensing basis, as defined in 10 CFR 54.3 for the facility, and that any changes made to the facility's current licensing basis in order to comply with 10 CFR 54.29(a) are in accordance with the Act and the Commission's regulations;

- D. The facility will operate in conformity with the application, the provisions of the Act, and the regulations of the Commission;
 - E. There is reasonable assurance: (i) that the activities authorized by this renewed operating license can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations set forth in 10 CFR Chapter I;
 - F. Entergy Nuclear Palisades, LLC (ENP) is financially qualified and Entergy Nuclear Operations, Inc. (ENO) is financially and technically qualified to engage in the activities authorized by this renewed operating license in accordance with the Commission's regulations set forth in 10 CFR Chapter I;
 - G. ENP and ENO have satisfied the applicable provisions of 10 CFR Part 140, "Financial Protection Requirements and Indemnity Agreements" of the Commission's regulations;
 - H. The issuance of this renewed operating license will not be inimical to the common defense and security or to the health and safety of the public;
 - I. After weighing the environmental, economic, technical, and other benefits of the facility against environmental and other costs and considering available alternatives, the issuance of this renewed Facility Operating License No. DPR-20, subject to the conditions for protection of the environment set forth herein, is in accordance with 10 CFR Part 51 (formerly Appendix D to Part 50), of the Commission's regulations and all applicable requirements have been satisfied; and
 - J. The receipt, possession, and use of source, byproduct, and special nuclear material as authorized by this renewed operating license will be in accordance with 10 CFR Parts 30, 40, and 70.
2. Renewed Facility Operating License No. DPR-20 is hereby issued to ENP and ENO as follows:
- A. This renewed license applies to the Palisades Plant, a pressurized light water moderated and cooled reactor and electrical generating equipment (the facility). The facility is located in Van Buren County, Michigan, and is described in the Palisades Plant Updated Final Safety Analysis Report, as supplemented and amended, and in the Palisades Plant Environmental Report, as supplemented and amended.
 - B. Subject to the conditions and requirements incorporated herein, the Commission hereby licenses:
 - (1) Pursuant to Section 104b of the Act, as amended, and 10 CFR Part 50, "Licensing of Production and Utilization Facilities," (a) ENP to possess and use, and (b) ENO to possess and use, the facility at the designated location in Van Buren County, Michigan, in accordance with the procedures and limitation set forth in this license;

- (2) ENO, pursuant to the Act and 10 CFR Parts 40 and 70, to possess source and special nuclear material that was used as reactor fuel, in accordance with the limitations for storage, as described in the Updated Final Safety Analysis Report, as supplemented and amended;
 - (3) ENO, pursuant to the Act and 10 CFR Parts 30, 40, and 70, to receive, possess, and use byproduct, source, and special nuclear material as sealed sources that were used for reactor startup, sealed sources that were used for reactor instrumentation and are used in the calibration of radiation monitoring equipment, and that were used as fission detectors in amounts as required;
 - (4) ENO, pursuant to the Act and 10 CFR Parts 30, 40, and 70, to receive, possess, and use in amounts as required any byproduct, source, or special nuclear material for sample analysis or instrument calibration, or associated with radioactive apparatus or components; and
 - (5) ENO, pursuant to the Act and 10 CFR Parts 30, 40, and 70, to possess, but not separate, such byproduct and special nuclear materials that were produced by the operations of the facility.
- C. This renewed operating license shall be deemed to contain and is subject to the conditions specified in the Commission's regulations in 10 CFR Chapter I and is subject to all applicable provisions of the Act; to the rules, regulations, and orders of the Commission now or hereafter in effect; and is subject to the additional conditions specified or incorporated below:
- (1) [deleted]
 - (2) The Technical Specifications contained in Appendix A, as revised through Amendment No. [###], and the Environmental Protection Plan contained in Appendix B are hereby incorporated in the license. ENO shall maintain the facility in accordance with the Technical Specifications and the Environmental Protection Plan.
 - (3) [deleted]
 - (4) [deleted]
 - (5) Movement of a fuel cask in or over the spent fuel pool is prohibited when irradiated fuel assemblies decayed less than 90 days are in the spent fuel pool.

PALISADES PLANT
RENEWED FACILITY OPERATING LICENSE DPR-20
APPENDIX A

PERMANENTLY DEFUELED
TECHNICAL SPECIFICATIONS

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As Amended through Amendment No. XXX

PALISADES PLANT

RENEWED FACILITY OPERATING LICENSE DPR-20

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APPENDIX B

**ENVIRONMENTAL PROTECTION PLAN
(NON-RADIOLOGICAL)**