



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

August 11, 2022

David P. Rhoades
Senior Vice President
Constellation Energy Generation, LLC
President and Chief Nuclear Officer
Constellation Nuclear
4300 Winfield Road
Warrenville, IL 60555

SUBJECT: CORRECTION OF ERRORS INADVERTENTLY INTRODUCED IN THE
SAFETY EVALUATION REPORT FOR ISSUANCE OF LICENSE AMENDMENT
NO. 305, TO FACILITY OPERATING LICENSE NO. DPR-50 FOR THE THREE
MILE ISLAND STATION, UNIT NO. 1

Dear David Rhoades:

On June 7, 2022 (Agencywide Documents Access and Management System (ADAMS) Accession No. [ML22074A131](#)), the U.S. Nuclear Regulatory Commission (NRC) issued License Amendment No. 305 to Renewed Facility Operating License No. DPR-50 for the Three Mile Island Nuclear Station, Unit No. 1 (TMI-1). The amendment was issued in response to the application dated April 29, 2021, ([ML21145A183](#)), as supplemented on May 26, 2022 ([ML22146A349](#) (non-public)), pursuant to the provisions of Title 10 of the *Code of Federal Regulations* (10 CFR) 50.4, "[Written communications](#)," 10 CFR 50.54(p), "[Conditions of licenses](#)," 10 CFR 73.55(r), "[Alternative measures](#)," and 10 CFR 50.90, "[Application for amendment of license, construction permit, or early site permit](#)." The enclosures to the April 29, 2021, application are not publicly available in ADAMS as they contain security-related and safeguards information.

On July 27, 2022 ([ML22208A093](#)), Constellation Energy Generation, LLC (CEG) certified that all spent fuel assemblies have been permanently transferred from the TMI-1 spent fuel pool and place in storage with the independent spent fuel storage installation (ISFSI). This certification established the effective date for License Amendments 303 (ISFSI-Only Emergency Plan), 304 (ISFSI-Only Technical Specifications), and 30 (ISFSI-Only Security Plan). Each of these amendments specify that the amendment is effective on the date CEG notifies the NRC in writing that all spent fuel assemblies have been transferred out of the spent fuel pool and placed in dry storage within the ISFSI and shall be implemented within 90 days of the effective date. Additionally, the implementation of the approved changes requires appropriate security measures to be in place during the transition from the current Plan to the ISFSI-only plan.

ENCLOSURE 1 CONTAINS "SECURITY RELATED INFORMATION" AND ENCLOSURE 2 CONTAINS "SAFEGUARDS INFORMATION." THESE ENCLOSURES MUST BE PROTECTED ACCORDINGLY. UPON REMOVAL OF ENCLOSURES 1 AND 2, THIS LETTER IS DECONTROLLED.

D. Rhoades

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Errors were inadvertently introduced into the Safety Evaluation Report (SER) for License Amendment No. 305, Unit No. 1 (DPR-50). These errors were identified by Constellation Energy Generation, LLC (non-public). Please find as Enclosure 1 (non-public), a summary of the errors and the NRC's evaluation of the errors.


It can be demonstrated that the errors were introduced inadvertently in the SER for License Amendment No. 305, that were typographically or inadvertent errors that incorrectly described the design characteristics or other information as described by the licensee as submitted in the application. The NRC staff believe the inadvertent errors were the result from a document processing merge error. As a result, the errors were not requested by the licensee in its applications, and that the erroneous changes were not addressed in the notice to the public nor reviewed by the staff. Under these circumstances, the changes that introduced the errors were not proper amendments to the license because they were neither addressed in the notices nor reviewed, and correction of the error is not a "change" to the staff's determination of no significant hazards or conclusions in its SERs (non-public). The changes introduced by the errors were in fact improperly made.

Accordingly, consistent with guidance ([ML103260096](#)) and Staff Requirements Memorandum dated December 17, 1996 ([ML003754054](#)), the errors are corrected by this letter, instead of an amendment to the license.

A copy of the revised SER with change bars with errors corrected for License Amendment No. 305 for License No. DPR-50 is found in Enclosure 2 (non-public). This revised SER is effective immediately.

If you have any questions, please contact me at 301-415-6822, or via email at Amy.Snyder@nrc.gov.

Sincerely,

 Signed by Snyder, Amy
on 08/11/22

Amy M. Snyder, Senior Project Manager
Reactor Decommissioning Branch
Division of Decommissioning, Uranium Recovery
and Waste Programs
Office of Nuclear Material Safety
and Safeguards

Docket Nos. 50-289 and 72-77

Enclosures:
As stated

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Correction of Errors Inadvertently Introduced in the Safety Evaluation Report for Issuance of License Amendment No. 305, to Facility Operating License No. DPR-50 for the Three Mile Island Station, Unit No. 1
 DATE August 11, 2022

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