



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

CONSTELLATION ENERGY GENERATION, LLC

DOCKET NO. STN 50-455

BYRON STATION, UNIT NO. 2

RENEWED FACILITY OPERATING LICENSE

Renewed License No. NPF-66

1. The Nuclear Regulatory Commission (the Commission or the NRC) has found that:
 - A. The application for a renewed license filed by the applicant* complies with the standards and requirements of the Atomic Energy Act of 1954, as amend (the Act), and the Commission's regulations set forth in 10 CFR Chapter I, and all required notifications to other agencies or bodies have been duly made;
 - B. Construction of Byron Station, Unit 2 (the facility) has been substantially completed in conformity with Construction Permit No. CPPR-131 and the application, as amended, the provisions of the Act and the regulations of the Commission;
 - C. The facility will operate in conformity with the application, as amended, the provisions of the Act, and the regulations of the Commission (except as exempted from compliance in Section 2.D. below);
 - D. 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 (except as exempted from compliance in Section 2.D. below);
 - E. Constellation Energy Generation, LLC is technically qualified to engage in the activities authorized by this renewed license in accordance with the Commission's regulations set forth in 10 CFR Chapter I;
 - F. Constellation Energy Generation, LLC has satisfied the applicable provisions of 10 CFR Part 140, "Financial Protection Requirements and Indemnity Agreements," of the Commission's regulations;

* The Nuclear Regulatory Commission approved the transfer of the license from Commonwealth Edison Company to Exelon Generation Company, LLC on August 3, 2000. The Nuclear Regulatory Commission approved a transaction on November 16, 2021, that resulted in Exelon Generation Company, LLC being renamed Constellation Energy Generation, LLC.

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- G. The issuance of this renewed license will not be inimical to the common defense and security or to the health and safety of the public;
 - H. After weighing the environmental, economic, technical, and other benefits of the facility against environmental and other costs and considering available alternatives, the issuance of Renewed Facility Operating License No. NPF-66, subject to the conditions for protection of the environment set forth in the Environmental Protection Plan attached as Appendix B to Renewed License No. NPF-37, issued November 19, 2015, is in accordance with 10 CFR Part 51 of the Commission's regulations and all applicable requirements have been satisfied; and
 - I. The receipt, possession, and use of source, byproduct and special nuclear material as authorized by this renewed license will be in accordance with the Commission's regulations in 10 CFR Parts 30, 40 and 70.
 - J. Actions have been identified and have been or will be taken with respect to (1) managing the effects of aging during the period of extended operation on the functionality of structures and components that have been identified to require review under 10 CFR 54.21(a)(1), 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 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.
2. Facility Operating License No. NPF-66, dated January 30, 1987, as amended, is hereby superseded by Renewed Facility Operating License No. NPF-66, issued to Constellation Energy Generation, LLC (the licensee) to read as follows:
- A. The renewed license applies to the Byron Station, Unit No. 2, a pressurized water reactor, and associated equipment (the facility), owned by Constellation Energy Generation, LLC. The facility is located in north central Illinois within Rockvale Township, Ogle County, Illinois and is described in the licensee's Updated Final Safety Analysis Report, as supplemented and amended, and in the licensee's Environmental Report, as supplemented and amended.
 - B. Subject to the conditions and requirements incorporated herein, the Commission hereby licenses Constellation Energy Generation, LLC:
 - (1) Pursuant to Section 103 of the Act and 10 CFR Part 50 to possess, use and operate the facility at the designated location in accordance with the procedures and limitations set forth in this renewed license;

- (2) Pursuant to the Act and 10 CFR Part 70, to receive, possess and use at any time 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;
- (3) Pursuant to the Act and 10 CFR Parts 30, 40 and 70, to receive, possess, and use at any time any byproduct, source and special nuclear material as sealed neutron sources for reactor startup, sealed sources for reactor instrumentation and radiation monitoring equipment calibration, and as fission detectors in amounts as required;
- (4) 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 without restriction to chemical or physical form, for sample analysis or instrument calibration or associated with radioactive apparatus or components; and
- (5) 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 operation of the facility.

C. The renewed license shall be deemed to contain and is subject to the conditions specified in the Commission's regulations set forth in 10 CFR Chapter I and is subject to all applicable provisions of the Act and 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:

(3) Maximum Power Level

The licensee is authorized to operate the facility at reactor core power levels not in excess of 3645 megawatts thermal (100 percent rated power) in accordance with the conditions specified herein.

(2) Technical Specifications

The Technical Specifications contained in Appendix A (NUREG-1113), as revised through Amendment No. 234, and the Environmental Protection Plan contained in Appendix B, both of which were attached to Renewed License No. NPF-37, dated November 19, 2015, are hereby incorporated into this renewed license. The licensee shall operate the facility in accordance with the Technical Specifications and the Environmental Protection Plan.

(3) Deleted.

(4) Deleted.

(5) Deleted.

(6) Additional Conditions

The Additional Conditions contained in Appendix C, as revised through Amendment No. 198, are hereby incorporated into this renewed license. The licensee shall operate the facility in accordance with the Additional Conditions.

(7) Constellation Energy Generation, LLC shall provide to the Director of the Office of Nuclear Reactor Regulation or the Director of the Office of Nuclear Material Safety and Safeguards, as applicable, a copy of any application, at the time it is filed, to transfer (excluding grants of security interests or liens) from Constellation Energy Generation, LLC to its direct or indirect parent, or to any other affiliated company, facilities for the production, transmission, or distribution of electric energy having a depreciated book value exceeding ten percent (10%) of Constellation Energy Generation, LLC's consolidated net utility plant, as recorded on Constellation Energy Generation, LLC's books of account.

(8) Deleted.

(9) Deleted.

(10) Deleted.

(11) Mitigation Strategy License Condition

Develop and maintain strategies for addressing large fires and explosions and that include the following key areas:

(a) Fire fighting response strategy with the following elements:

1. Pre-defined coordinated fire response strategy and guidance
2. Assessment of mutual aid fire fighting assets
3. Designated staging areas for equipment and materials
4. Command and control
5. Training of response personnel

(b) Operations to mitigate fuel damage considering the following:

1. Protection and use of personnel assets
2. Communications
3. Minimizing fire spread
4. Procedures for implementing integrated fire response strategy
5. Identification of readily-available pre-staged equipment
6. Training on integrated fire response strategy
7. Spent fuel pool mitigation measures

- (c) Actions to minimize release to include consideration of:
 - 1. Water spray scrubbing
 - 2. Dose to onsite responders

(12) License Renewal License Conditions

(a) The information in the UFSAR supplement, submitted pursuant to 10 CFR 54.21(d), as revised during the license renewal application review process, and as supplemented by the Commitments applicable to Byron Unit 2 in Appendix A of the "Safety Evaluation Report Related to the License Renewal of Byron Station, Units 1 and 2, and Braidwood Station, Units 1 and 2" (SER) dated July 2015, is collectively the "License Renewal UFSAR Supplement." This Supplement is henceforth part of the UFSAR which will be updated in accordance with 10 CFR 50.71(e). As such, the licensee may make changes to the programs and activities applicable to Byron Unit 2 described in this Supplement provided the licensee evaluates such changes pursuant to the criteria set forth in 10 CFR 50.59 and otherwise complies with the requirements in that section.

(b) This License Renewal UFSAR Supplement, as revised per License Condition 12(a) above, describes certain programs to be implemented and activities to be completed prior to the period of extended operation.

- 1. The licensee shall implement those new programs and enhancements to existing programs no later than May 6, 2026.
- 2. The licensee shall complete those activities as noted in the Commitments applicable to Byron Unit 2 in this Supplement no later than May 6, 2026, or the end of the last refueling outage prior to the period of extended operation, whichever occurs later.
- 3. The licensee shall notify the NRC in writing within 30 days after having accomplished item (b)1 above and include the status of those activities that have been or remain to be completed in item (b)2 above.

(13) Adoption of 10 CFR 50.69, "Risk-informed categorization and treatment of structures, systems, and components for nuclear power plants"

Constellation Energy Generation, LLC is approved to implement 10 CFR 50.69 using the processes for categorization of Risk-Informed Safety Class (RISC)-1, RISC-2, RISC-3, and RISC-4 structures, systems, and components (SSCs) using:

Probabilistic Risk Assessment (PRA) models to evaluate risk associated with internal events, including internal flooding, and internal fire; the shutdown safety assessment process to assess shutdown risk; the Arkansas Nuclear One, Unit 2 (ANO-2) passive categorization method to assess passive component risk for Class 2, Class 3, and non-Code class SSCs and their associated supports; and the results of non-PRA evaluations that are based on the IPEEE Screening Assessment for External Hazards, i.e., seismic margin analysis (SMA) to evaluate seismic risk, and a screening of other external hazards updated using the external hazard screening significance process identified in ASME/ANS PRA Standard RA-Sa-2009; as specified in the license amendment No. 204, dated October 22, 2018.

The licensee will complete the updated implementation items listed in Attachment 1 of Exelon letter to NRC dated September 13, 2018, prior to implementation of 10 CFR 50.69. All issues identified in the attachment will be addressed and any associated changes will be made, focused scope peer reviews will be performed on changes that are PRA upgrades as defined in the PRA standard (ASME/ANS RA-Sa-2009, as endorsed by RG 1.200, Revision 2), and any findings will be resolved and reflected in the PRA of record prior to implementation of the 10 CFR 50.69 categorization process.

Prior NRC approval, under 10 CFR 50.90, is required for a change to the categorization process specified above (e.g., change from a seismic margins approach to a seismic probabilistic risk assessment approach).

- D. The facility requires no exemptions from the requirements of 10 CFR Part 50.

An exemption was previously granted pursuant to 10 CFR 70.24. The exemption was granted with NRC materials license No. SNM-1916, issued March 4, 1985, and relieved the licensee from the requirement of having a criticality alarm system. Therefore, the licensee is exempted from the criticality alarm system provision of 10 CFR 70.24 so far as this section applies to the storage of fuel assemblies held under this license.

- E. The licensee shall implement and maintain in effect all provisions of the approved fire protection program as described in the licensee's Fire Protection Report and the licensee's letters dated September 23, 1986, October 23, 1986, November 3, 1986, December 12 and 15, 1986, and January 21, 1987, and as approved in the SER dated February 1982 through Supplement No. 8, subject to the following provision:

The licensee may make changes to the approved fire protection program without prior approval of the Commission only if those changes would not adversely affect the ability to achieve and maintain safe shutdown in the event of a fire.

- F. Constellation Energy Generation, LLC shall fully implement and maintain in effect all provisions of the Commission-approved physical security, training and qualifications, and safeguards contingency plans including amendments made pursuant to provisions of the Miscellaneous Amendments and Search Requirements revisions to 10 CFR 73.55 (51 FR 27817 and 27822), and the authority of 10 CFR 50.90 and 10 CFR 50.54(p). The combined set of plans¹, which contain Safeguards Information protected under 10 CFR 73.21, is entitled: "Byron Nuclear Power Station Security Plan, Training and Qualification Plan, and Safeguards Contingency Plan, Revision 3," submitted by letter dated May 17, 2006.

Constellation Energy Generation, LLC shall fully implement and maintain in effect all provisions of the Commission-approved cyber security plan (CSP), including changes made pursuant to the authority of 10 CFR 50.90 and 10 CFR 50.54(p). The CSP was approved by License Amendment No. 175 and modified by License Amendment No. 191.

- G. Deleted
- H. The licensee shall have and maintain financial protection of such type and in such amounts as the Commission shall require in accordance with Section 170 of the Atomic Energy Act of 1954, as amended, to cover public liability claims.
- I. This renewed license is effective as of the date of issuance and shall expire at midnight on November 6, 2046.

FOR THE NUCLEAR REGULATORY COMMISSION

/RA/

William M. Dean, Director
Office of Nuclear Reactor Regulation

Attachments:

1. Appendix A – Technical Specifications (NUREG-1113)
2. Appendix B – Environmental Protection Plan
3. Appendix C – Additional Conditions

Date of Issuance: November 19, 2015

¹ The training and Qualification Plan and Safeguards Contingency Plan are Appendices to the Security Plan

Appendix A: Technical Specifications

Byron 2 uses the same Appendix A as Byron 1. Please refer to Byron 1 for Appendix A (ML0552910365).

Appendix B: Environmental Protection Plan

Byron 2 uses the same Appendix B as Byron 1. Please refer to Byron 1 for Appendix B (ML052910365).

APPENDIX C

ADDITIONAL CONDITIONS

RENEWED FACILITY OPERATING LICENSE NO. NPF-66

The licensee shall comply with the following conditions on the schedules noted below:

<u>Amendment Number</u>	<u>Additional Condition</u>	<u>Implementation Date</u>
127	The safety limit equation specified in TS 2.1.1.3 regarding fuel centerline melt temperature (i.e., less than 5080 °F, decreasing by 58 °F per 10,000 MWD/MTU burnup as described in WCAP-12610-P-A, "VANTAGE+ Fuel Assembly Reference Core Report," April 1995) is valid for uranium oxide fuel without the presence of poisons mixed homogeneously into the fuel pellets. If fuel pellets incorporating homogeneous poisons are used, the topical report documenting the fuel centerline melt temperature basis must be reviewed and approved by the NRC and referenced in this license condition. TS 2.1.1.3 must be modified to also include the fuel centerline melt temperature limit for the fuel with homogeneous poison.	With implementation of the amendment