



Michael P. Gallagher  
Exelon Nuclear  
Vice President  
License Renewal and Decommissioning

200 Exelon Way  
Kennett Square, PA 19348

610 765 5958 Office  
610 765 5658 Fax  
www.exeloncorp.com  
michaelp.gallagher@exeloncorp.com

10 CFR 140.11(a)(4)

RA-19-003

January 8, 2019

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

Oyster Creek Nuclear Generating Station  
Renewed Facility Operating License No. DPR-16  
NRC Docket Nos. 50-219 and 72-15

Subject: Amendment No. 17 to Indemnity Agreement No. B-37

- Reference:
1. Letter from U.S. Nuclear Regulatory Commission to Mr. Bryan C. Hanson (Exelon Generation Company, LLC) - *"Oyster Creek Nuclear Power Station – Exemption from the Requirements of 10 CFR 140.11(a)(4), Concerning Offsite Primary and Secondary Liability Insurance (EPID L-2018-LLE-0003),"* dated December 19, 2018 (ML18229A005)
  2. Letter from Michael P. Gallagher, (Exelon Generation Company, LLC) to U.S. Nuclear Regulatory Commission - *"Certification of Permanent Removal of Fuel from the Reactor Vessel for Oyster Creek Nuclear Power Station,"* dated September 25, 2018 (ML18268A258)

On December 19, 2018, the U.S. Nuclear Regulatory Commission (NRC) approved the exemption from specific requirements of 10 CFR 140.11(a)(4) concerning offsite primary and secondary liability insurance for Oyster Creek Nuclear Generating Station (OCNGS). This action requested an exemption to reduce the required level of primary offsite liability insurance from \$450 million to \$100 million and to eliminate the requirement to carry secondary financial protection for OCNGS. The exemption is effective 12 months (365 days) after the docketing of the certification of permanent fuel removal from the reactor vessel for OCNGS. On September 25, 2018, Exelon Generation Company, LLC (Exelon) notified the NRC that fuel was permanently removed from the OCNGS reactor vessel (Reference 2). Enclosure 2 of Reference 1 was Amendment No. 17 to Indemnity Agreement No. B-37.

As part of the implementation of this exemption, a signed Amendment No. 17 to Indemnity Agreement No. B-37 for OCNGS needs to be docketed. Attached to this letter is the signed Amendment.

No commitments to the NRC are made in this letter.

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If you have any questions concerning this submittal, please contact Paul Bonnett at (610) 765-5264.

Respectfully,

A handwritten signature in black ink, reading "Michael P. Gallagher". The signature is written in a cursive style and is positioned above a horizontal line.

Michael P. Gallagher  
Vice President, License Renewal & Decommissioning  
Exelon Generation Company, LLC

Attachment: Amendment No. 17 to Oyster Creek Indemnity Agreement No. B-37

cc: w/Attachment

Regional Administrator - NRC Region I  
NRC Decommissioning Inspector - Oyster Creek Nuclear Generating Station  
NRC Project Manager, Decom Branch - Oyster Creek Nuclear Generating Station  
Director, Bureau of Nuclear Engineering - New Jersey Department of Environmental  
Protection  
Mayor of Lacey Township, Forked River, NJ

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bcc: w/o Attachment

Senior Vice President Mid-Atlantic Operations  
Vice President - Licensing and Regulatory Affairs

w/Attachment

Senior Manager, Decommissioning - Cantera  
Plant Manager Decommissioning - Oyster Creek Nuclear Generating Station  
Regulatory Assurance - Oyster Creek Nuclear Generating Station  
Manager, Licensing and Regulatory Affairs - KSA  
Licensing Records - KSA  
Commitment Tracking Coordinator - East

**ATTACHMENT**

AMENDMENT NO. 17 TO INDEMNITY AGREEMENT NO. B-37  
EXELON GENERATION COMPANY, LLC  
OYSTER CREEK NUCLEAR GENERATING STATION  
DOCKET NO. 50-21



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

Docket Nos. 50-219  
72-15

AMENDMENT TO INDEMNITY AGREEMENT NO. B-37  
AMENDMENT NO. 17

Effective September 25, 2019, Indemnity Agreement No. B-37, originally between Jersey Central Power & Light Company and the United States Nuclear Regulatory Commission, dated October 3, 1967, as amended, is hereby further amended as follows:

Article VIII of the Indemnity Agreement is deleted in its entirety wherever it appears in the Indemnity Agreement, and is substituted therein by the requirements of the exemption permitting a reduction in primary financial protection from \$450,000,000 to \$100,000,000, and withdrawal from participation in the secondary layer of financial protection.

Item 2a of the Attachment to the Indemnity Agreement is deleted in its entirety and the following substituted therefor:

Item 2 — Amount of financial protection

a. \$100,000,000 (From 12:01 a.m., September 25, 2019).

FOR THE U.S. NUCLEAR REGULATORY COMMISSION

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Anthony Bowers, Chief  
Financial Projects Branch  
Division of Licensing Projects  
Office of Nuclear Reactor Regulation

Accepted 01 - 08 -, 2019

By Michael P. Solley  
Exelon Generation Company