

October 11, 1988

*See correction letter
of 11-16 88*

Docket No. 50-219

Mr. E. E. Fitzpatrick
Vice President and Director
Oyster Creek Nuclear Generating Station
Post Office Box 388
Forked River, New Jersey 08731

DISTRIBUTION

Docket File

Gray File
BABoger
OGC
EJordan
Wanda Jones
E. Butcher
ACRS (10)
ARM/LFMB

NRC&Local PDR
SAVarga
SMNorris
D. Hagan
B. Grimes
T. Barnhart (4)
B. Manili
GPA/PA
CBuracker

Dear Mr. Fitzpatrick:

SUBJECT: ISSUANCE OF AMENDMENT (TAC NO. 65199)

The Commission has issued the enclosed Amendment No. 127 to Provisional Operating License No. DPR-16 for the Oyster Creek Nuclear Generating Station. This amendment consists of changes to the license in response to your submittals dated December 2, 1986, as supplemented October 27, 1987 and July 6, 1988.

This amendment modifies paragraph 2.C.6 of the license to require compliance with the amended Physical Security Plan. This Plan was amended to conform to the requirements of 10 CFR 73.55. Consistent with the provisions of 10 CFR 73.55, search requirements must be implemented within 60 days and miscellaneous amendments within 180 days from the effective date of this amendment.

Our evaluation of the amendment to your Physical Security Plan for the Oyster Creek Nuclear Generating Station is contained in the enclosed Safeguards Evaluation Report. Based on this evaluation, we find that you meet the requirements of the Miscellaneous Amendments and Search Requirements revisions to 10 CFR 73.55 and the recordkeeping requirements of 10 CFR 73.70.

We find that this amendment to your license is related solely to safeguards matters and does not involve any significant construction impacts. Accordingly, this amendment meets the eligibility criteria for categorical exclusion set forth in 10 CFR 51.22(c)(12). Pursuant to 10 CFR 51.22(b), no environmental impact statement or environmental assessment need be prepared in connection with the issuance of this amendment.

Based on the fact that this license amendment applies to the Physical Security Plan and incorporates into the license the latest requirements of your updated Physical Security Plan, we have concluded that there is reasonable assurance that the health and safety of the public will not be endangered by this action and that this action will be conducted in compliance with the Commission's regulations, and the issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public.

*DFol
11
C-12-1*

8810180066 881011
PDR ADOCK 05000219
P PDC

Mr. E. E. Fitzpatrick

- 2 -

October 11, 1988

Your Physical Security Plan consists of Safeguards Information required to be protected from unauthorized disclosure in accordance with the provisions of 10 CFR 73.21.

Notice of Issuance will be included in the Commission's biweekly Federal Register Notice.

Sincerely,

/S/

Alexander W. Dromerick, Project Manager
Project Directorate I-4
Division of Reactor Projects I/II

Enclosures:

1. Amendment No. 127 to License No. DPR-16
2. Safeguards Evaluation Report

cc w/enclosures:
See next page

PDI-4:LA
SMNorris
09/14/88

PDI-4:PM
AWDromerick:ah
09/19/88

RDI-4:PD
AScott
09/19/88

OGC
AW
9/21/88

Mr. E. E. Fitzpatrick
Oyster Creek Nuclear Generating Station

Oyster Creek Nuclear
Generating Station

cc:

Ernest L. Blake, Jr.
Shaw, Pittman, Potts and Trowbridge
2300 N Street, NW
Washington, D.C. 20037

Resident Inspector
c/o U.S. NRC
Post Office Box 445
Forked River, New Jersey 08731

J.B. Liberman, Esquire
Bishop, Liberman, Cook, et al.
1155 Avenue of the Americas
New York, New York 10036

Commissioner
New Jersey Department of Energy
101 Commerce Street
Newark, New Jersey 07102

Regional Administrator, Region I
U.S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, Pennsylvania 19406

Mr. David M. Scott, Chief
Bureau of Nuclear Engineering
Department of Environmental Protection
CN 411
Trenton, New Jersey 08625

BWR Licensing Manager
GPU Nuclear Corporation
1 Upper Pond Road
Parsippany, New Jersey 07054

Deputy Attorney General
State of New Jersey
Department of Law and Public Safety
36 West State Street - CN 112
Trenton, New Jersey 08625

Mayor
Lacey Township
818 West Lacey Road
Forked River, New Jersey 08731

Licensing Manager
Oyster Creek Nuclear Generating Station
Mail Stop: Site Emergency Bldg.
P. O. Box 388
Forked River, New Jersey 08731



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

GPU NUCLEAR CORPORATION
AND
JERSEY CENTRAL POWER & LIGHT COMPANY
DOCKET NO. 50-219
OYSTER CREEK NUCLEAR GENERATING STATION
AMENDMENT TO PROVISIONAL OPERATING LICENSE

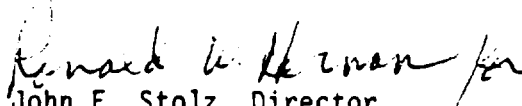
Amendment No. 127
License No. DPR-16

1. The Nuclear Regulatory Commission (the Commission) has found that:
 - A. The application for amendment by GPU Nuclear Corporation, et al., (the licensee), dated December 2, 1986, as supplemented October 27, 1987 and July 6, 1988, 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;
 - B. The facility will operate in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;
 - C. There is reasonable assurance (i) that the activities authorized by this amendment 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;
 - D. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - E. The issuance of this amendment is in accordance with 10 CFR Part 51 of the Commission's regulations and all applicable requirements have been satisfied.

8810180069 881011
PDR ADUCK 05000219
PDC

2. Accordingly, paragraph 2.C.(6) of Provisional Operating License No. DPR-16 is hereby amended to read as follows:
 - (6) The licensee shall fully implement and maintain in effect all provisions of the Commission-approved physical security, guard training and qualification, 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 to the authority of 10 CFR 50.90 and 10 CFR 50.54(p). The plans, which contain Safeguards Information protected under 10 CFR 73.21, are entitled: "Oyster Creek Nuclear Generating Station Physical Security Plan," with revisions submitted through July 6, 1988; "Oyster Creek Nuclear Generating Station Training and Qualification Plan," with revisions submitted through June 24, 1986; and "Oyster Creek Nuclear Generating Station Safeguards Contingency Plan," with revisions submitted through June 24, 1986. Changes made in accordance with 10 CFR 73.55 shall be implemented in accordance with the schedule set forth therein.
3. This license amendment is effective as of the date of issuance.

FOR THE NUCLEAR REGULATORY COMMISSION


John F. Stolz, Director
Project Directorate I-4
Division of Reactor Projects I/II
Office of Nuclear Reactor Regulation

Attachment:
Page 4 of license

Date of Issuance: October 11, 1988

*Page 4 is attached, for convenience, for the composite license to reflect this change.

- 2.C.(6) The licensee shall fully implement and maintain in effect all provisions of the Commission-approved physical security, guard training and qualification, and safeguards contingency plans including amendments made pursuant to provisions of the Miscellaneous Amendments and Research Requirements revisions to 10 CFR 73.55 (51 FR 27817 and 27822) and to the authority of 10 CFR 50.90 and 10 CFR 50.54(p). The plans, which contain Safeguards Information protected under 10 CFR 73.21, are entitled: "Oyster Creek Nuclear Generating Station Physical Security Plan," with revisions submitted through July 6, 1988; "Oyster Creek Nuclear Generating Station Training and Qualification Plan," with revisions submitted through June 24, 1986; and "Oyster Creek Nuclear Generating Station Safeguards Contingency Plan," with revisions submitted through June 24, 1986. Changes made in accordance with 10 CFR 73.55 shall be implemented in accordance with the schedule set forth therein.
- 2.C.(7) Inspections by a method acceptable to the NRC of all accessible surfaces and welds of both core spray spargers and repair assemblies at each refueling outage will be performed so that meaningful comparisons of any indications with previous inspections can be made. Results of the inspections along with an evaluation of the safety significance of any new or progressing indications will be provided to the Commission's staff for review. Authorization will be obtained from the Commission's staff before the plant is restarted from the refueling outage. Should the staff determine that new cracks or further progression of existing cracks has occurred resulting in unacceptable degradation of safety margins, the sparger will be replaced prior to restart.
- 2.C.(8) The schedule given in the Attachments to the Commission's Order dated March 14, 1983, for the completion of NUREG-0737 Item III.D.3.4, Control Room Habitability, is changed to the completion of (1) the interim system upgrade measures in Attachment I of the licensee's letter dated June 4, 1985, by the restart from the Cycle 11 Refueling outage and (2) the final measures in Attachment II of the same letter by the restart from the Cycle 12 Refueling outage.



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

SAFEGUARDS EVALUATION REPORT
MISCELLANEOUS AMENDMENTS AND SEARCH REQUIREMENTS
GPU NUCLEAR CORPORATION
OYSTER CREEK NUCLEAR GENERATING STATION

1.0 Introduction

The GPU Nuclear Corporation (GPUN) has filed with the Nuclear Regulatory Commission revisions to their Physical Security Plan for the Oyster Creek Nuclear Generating Station.

This Safeguards Evaluation Report (SGER) summarizes how the licensee proposes to meet the Miscellaneous Amendments and Search Requirements revisions of 10 CFR Part 73.55.

Based on a review of the Physical Security Plan, the staff has concluded that the proposed changes satisfy Miscellaneous Amendments and Search Requirements revisions to 10 CFR 73.55 (51 FR 27817 and 27822) and accompanying 10 CFR 73.70 record reporting requirements. Accordingly, the protection provided will ensure that the public health and safety will not be endangered.

2.0 Personnel Search

The licensee has provided commitments in the Physical Security Plan to provide a search of all individuals entering the protected area except bona fide Federal, State and local law enforcement personnel on official duty, through the use of equipment designed for the detection of firearms, explosives, and incendiary devices. In addition, the licensee has provided commitments to conduct a physical pat-down search of an individual whenever the licensee has cause to suspect that the individual is attempting to introduce firearms, explosives, or incendiary devices into the protected areas; or whenever firearms or explosives detection equipment is out of service or not operating satisfactorily.

3.0 Vital Area Access

GPUN has modified their Oyster Creek Nuclear Generating Station Physical Security Plan to limit unescorted access to vital areas during nonemergency conditions to individuals who require access in order to perform their duties. They have established current authorization access lists for each vital area which are

8810180072 881011
PDR ADCK 05000219
PDC

updated and approved by the cognizant manager or supervisor at least once every 31 days. GPUN has assured that only individuals whose specific duties require access to vital areas during nonemergency conditions are included on their site access list. GPUN has provided further assurance by revoking access and retrieving badges and other entry devices prior to or simultaneously with notification of termination of an individual's unescorted facility access.

Based upon commitments made by the licensee in revisions to their Physical Security Plan, the staff has concluded that GPUN meets the vital area access requirements of 10 CFR 73.55(d)(7)(i)(A)(B) and (C).

4.0 Locks and Keys

The licensee has committed to providing methods to reduce the probability of compromise of keys, locks, combinations, and related access control devices used to control access to their protected areas and vital areas. These methods include the rotation of keys, locks, combinations, and related access control devices every 12 months or the changing of these devices whenever there is evidence or suspicion that any key, lock, combination or related access control device may have been compromised or when an individual who has had access to any of these devices has had their access terminated due to a lack of trustworthiness, reliability or inadequate work performance. Only persons granted unescorted facility access are issued such entry devices.

Based upon commitments made by the licensee in revisions to their Physical Security Plan, the staff has concluded that GPUN meets the requirements of 10 CFR 73.55 (d)(9) to reduce the probability of compromise of keys, locks, combinations, and related access control devices.

5.0 Emergency Access

The licensee has provided commitments to provide for the rapid ingress and egress of individuals during emergency conditions or situations that could lead to emergency conditions by assuring prompt access to vital equipment. An annual review of their physical security plans and contingency plans and procedures will be conducted to evaluate their potential impact on plant and personnel safety. Emergency access is granted by a licensed senior operator.

Based upon commitments made by the licensee in revisions to their Physical Security Plan, the staff has concluded that GPUN meets the requirements of 10 CFR 73.55 (d)(7)(ii)(B) to assure access to vital equipment during emergencies or to situations that may lead to an emergency.

6.0 Protection of Secondary Power Supplies

The licensee has provided commitments to protect the on-site secondary power supply system for alarm annunciator equipment and non-portable communications equipment by including such equipment within a vital area boundary.

Based upon commitments made by the licensee in revisions to their Physical Security Plan, the staff has concluded that GPUN meets the requirements of 10 CFR 73.55(e) in protecting the secondary power supplies of alarm annunciator equipment and non-portable communications equipment.

7.0 Vital Area Entry/Exit Logging

The licensee has committed to maintaining a log indicating name, badge number, time of entry, and time of exit of all individuals granted access to a vital area except those individuals entering or exiting the reactor control room.

Based upon commitments made by the licensee in revisions to their Physical Security Plan, the staff has concluded that GPUN meets the requirements of 10 CFR 73.70(d) by maintaining entry/exit log of individuals accessing vital areas (except the reactor control room).

8.0 Conclusion

Based upon the above evaluation, we find that the licensee has met the requirements of the Miscellaneous Amendments and Search Requirements revision to 10 CFR Part 73.55 and the record reporting requirements of 10 CFR Part 73.70.

Principal Contributor: Barry B. Manili, NRR

Dated: October 11, 1988