

November 24, 1998

Mr. Thomas Plunkett
President - Nuclear Division
Florida Power and Light Company
P. O. Box 14000
Juno Beach, Florida 33408-0420

SUBJECT: BIOMETRICS ACCESS CONTROL EXEMPTION - TURKEY POINT PLANT, UNITS
3 AND 4 - (TAC NOS. MA3882 AND MA3883)

Dear Mr. Plunkett:

By letter dated November 29, 1993, the U. S. Nuclear Regulatory Commission (NRC) granted Florida Power and Light Company (FPL), pursuant to 10 CFR 73.5, an exemption from certain requirements of 10 CFR 73.55(d), "Access Requirements." The exemption allowed implementation of a hand geometry biometric system for site access control at Turkey Point Plant, Units 3 and 4, such that photograph identification badges could be taken offsite.

By letter dated February 25, 1998, FPL informed the NRC staff that the exemption is no longer needed for Turkey Point Plant, Units 3 and 4. FPL's determination was based on the changes to 10 CFR 73.55(d)(5), "Control of contractor employee badges," that became effective on January 16, 1998. The amended rule states in 10 CFR 73.55(d)(5)(ii) that "Badges may be removed from the protected area when measures are in place to confirm the identity and authorization for access of the badge holder upon entry into the protected area." In addition, FPL's letter stated that the Turkey Point Plant will comply with the revised rule as stated in 10 CFR 73.55(d)(5), and would have no objection should the NRC withdraw the exemption for Turkey Point Plant.

FPL's letter of February 25, 1998, did not request any specific action to be taken by the NRC. The NRC staff recognizes that in those situations where the amended rule grants licensees the same thing as the licensee is allowed to do by the exemption, then the rule governs the license and the exemption is no longer necessary.

If there are any questions regarding this matter, please contact Kahtan N. Jabbour on (301) 415-1496.

Sincerely,

Original signed by:

Frederick J. Hebdon, Director
Project Directorate II-3
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

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df1

Docket Nos. 50-250
and 50-251

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NAME	KJabbour:lcc	BCLAYTON	TQUAY		FHEBDON
DATE	11/24/98	11/24/98	11/04/98	11/13/98	11/24/98

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OFFICE	PDII-3/PM <i>KJS</i>	PDII-3/LA <i>LA</i>	PSGB/(A)BC*	OGC*	PDII-3/D <i>D</i>
NAME	KJabbour:lcc	BCLAYTON	TQUAY		FHEBDON
DATE	11/24/98	11/24/98	11/04/98	11/13/98	11/24/98

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UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

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Sincerely,

A handwritten signature in cursive script, reading "Frederick J. Hebdon".

Frederick J. Hebdon, Director
Project Directorate II-3
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-250
and 50-251

cc: See next page

Mr. T. F. Plunkett
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cc:

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TURKEY POINT PLANT

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