

CORR: 00-0149

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2000 SEP 14 PM 3:34

Dicus

COMMISSION CORRESPONDENCE

Correspondence Response Sheet

Date: September 14, 2000

Approved with edits.

To: Chairman Meserve
Commissioner Dicus ✓
Commissioner Diaz
Commissioner McGaffigan
Commissioner Merrifield

Peta Joy Dicus
Peta Joy Dicus 9/22/00

From: Annette Vietti-Cook, Secretary

Subject: Letter to Congresswoman Lowey concerns status of Indian Point 2 nuclear power facility

ACTION: Please comment/concur and respond to the Office of the Secretary by:

Time: NOON
Day: Friday ✓
Date: September 22, 2000

9/20/00

Comment:

Contact: George Wunder, EDO/NRR
415-1494

Entered in STARS Tracking System Yes No

W/67

The Honorable Nita M. Lowey

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The Director of the Office of Nuclear Reactor Regulation has informed the Petitioners that their request that IP2 not be allowed to restart until the issues raised in Dr. Hopenfeld's DPO are resolved does not meet the standards for review under 10 CFR 2.206. The concerns that Dr. Hopenfeld raised are not specific to IP2 and are being reviewed under the NRC's DPO process. The DPO process provides a mechanism for the review of the concerns of employees who disagree with a formal staff position. On July 20, 2000, the Executive Director for Operations requested the Advisory Committee on Reactor Safeguards (ACRS) to serve as the equivalent of an ad hoc DPO panel. An ACRS subcommittee is scheduled to meet in the October-November 2000 time frame to review Dr. Hopenfeld's DPO. This meeting will be open to public observation.

On June 29, 2000, the Petitioners supplemented their original Petition by requesting that the NRC prevent IP2 from restarting until ConEd conducts a full-participation emergency preparedness (EP) exercise in accordance with Appendix E to 10 CFR Part 50; they further asked that the NRC require ConEd to continue to conduct such exercises every 2 years.

These issues, as well as the request that IP2 not be allowed to restart until potassium iodide is provided to residents or stockpiled in the vicinity of the plant, continue to be reviewed.

A copy of the decision ^{regarding the petition} will be provided to you when it is available. The decision will be issued before restart of IP2.

Sincerely,

Richard A. Meserve