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Michael R. Kansler
President

August 30, 2004
JPN-04-014
NL-04-108
ENO 2.04.077
BVY 04-088

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

SUBJECT: James A. FitzPatrick Nuclear Power Plant
Docket No. 50-333
Indian Point Nuclear Generating Units No. 1, 2 and 3
Docket Nos. 50-003, 50-247, and 50-286
Pilgrim Nuclear Power Station
Docket No. 50-293
Vermont Yankee Nuclear Power Station
Docket No. 50-271
**Fitness-for-Duty Program Performance Report
For the Period January – June 2004**

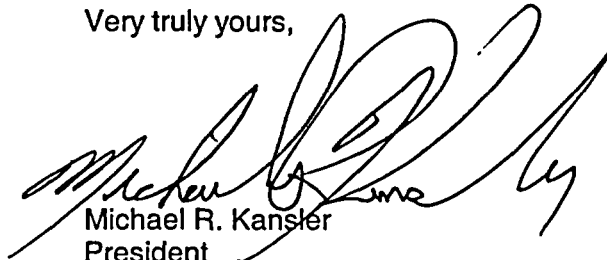
Dear Sir or Madam:

This letter transmits the James A. FitzPatrick, Indian Point 1, Indian Point 2, Indian Point 3, Pilgrim, and Vermont Yankee Fitness-for-Duty Program performance reports for the period from January through June 2004 in accordance with the requirements of 10 CFR 26.71(d). The FitzPatrick report is Attachment I; the combined Indian Point 1, 2, and 3 report is Attachment II; the Pilgrim report is Attachment III, and the Vermont Yankee report is Attachment IV.

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There are no new commitments made in this letter. If you have any questions, please contact Ms. Charlene Faison at 914-272-3378.

Very truly yours,



Michael R. Kansler
President
Entergy Nuclear Operations, Inc.

Attachments: As stated

cc:

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Resident Inspector's Office
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Senior Resident Inspector's Office
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Senior Resident Inspector, M/S 66
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cc: Cont'd

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320 Governor Hunt Road
P.O. Box 157
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ATTACHMENT I TO JPN-04-014 / NL-04-108 / ENO 2.04.077 / BVY 04-088

JAMES A. FITZPATRICK NUCLEAR POWER PLANT

**FITNESS FOR DUTY PROGRAM
PERFORMANCE REPORT FOR
JANUARY THROUGH JUNE 2004**

**ENERGY NUCLEAR OPERATIONS, INC.
JAMES A. FITZPATRICK NUCLEAR POWER PLANT
DOCKET NO. 50-333
DPR-59**

Entergy Nuclear Operations, Inc.
James A. FitzPatrick Nuclear Power Plant
Fitness-for-Duty Program Performance Report
For the Period January through June 2004

INTRODUCTION

10 CFR 26.71(d) requires that nuclear power plant licensees periodically collect, compile and submit Fitness-for-Duty performance data. Specifically, this performance data must include:

1. Random testing rate;
2. Drugs tested for and cutoff levels, including results of tests using lower cutoff levels;
3. Workforce population tested;
4. Numbers of tests and results by population and type of test (i.e., pre-access, random, for-cause, etc.);
5. Substances identified;
6. Summary of management actions; and
7. A list of events reported.

Fitness-for-Duty performance data for Entergy's James A. FitzPatrick Nuclear Power Plant for the period January through June 2004 are provided below and in the attached tables. Data on random testing rate, a summary of management actions, and a list of events reported (items 1, 6 and 7) are given below. Data for the remaining items (2, 3, 4 and 5) are given in the attached tables.

An additional section not required by 10 CFR 26 is included in this report. The additional section summarizes events related to the FitzPatrick Fitness-for-Duty program and lessons learned.

Entergy considers all contractors to be short-term contractors for the purposes of the Fitness-for-Duty Program. For this reason, the attached tables show "N/A" for data associated with long-term contractors.

RANDOM TESTING RATE

For this period, 27.3% of employees were tested randomly. For this period, 59.6% of contractors were tested randomly. The relatively higher rate for contractors is due to the procedural safeguards in place to accommodate delayed testing of occasional vendors.

SUMMARY OF MANAGEMENT ACTIONS

Entergy used the definition of "Management Actions" implicit in 10 CFR 26.27 ("Management actions and sanctions to be imposed") to determine the content of this section.

Pre-Access Testing

Eleven pre-access tests were administered for employees and 30 for contractors. All tests were negative.

Employee Random Testing

A total of 227 employee random tests were administered. All tests were negative.

Contractor Personnel Random Testing

A total of 42 contractor random tests were administered. All tests were negative.

For Cause Testing

Two for-cause tests performed during this period. One (1) employee for aberrant behavior, test results were negative. One (1) contractor had the smell of alcohol, and tested positive for alcohol. Access was denied for up to 1 year.

Follow Up Testing

There were six (6) follow up tests administered this reporting period on 3 employees in the follow-up testing program, and all test results were negative.

Other

This category includes tests repeated because the results of the specimen were negative but the specimen was determined by the laboratory to have either a low specific gravity or a low concentration of creatinine. There were 5 atypical tests, (4–employee and 1-contractor) performed, and all test results were negative. There were 2 Department of Transportation (DOT) tests performed (which had a lower alcohol cutoff level at 0.02% BAC). The test results were negative.

EVENTS REPORTED

None

LESSONS LEARNED AND PROGRAM EVENTS

None

Entergy Nuclear Operations, Inc.
 James A. FitzPatrick Nuclear Power Plant
 Fitness for Duty Program Performance Data
 For the Period January through June 2004

Personnel Subject to 10CFR26

<u>Entergy Nuclear Operations, Inc.</u> Company		<u>06-30-04</u> 6 Months Ending					
<u>James A. FitzPatrick Nuclear Power Plant</u> Location							
<u>Pamela D. Stell</u> Contact Name		<u>(315) 349-6412</u> Phone (include area code)					
Cutoffs: Screen/Confirmation (ng/ml) [X] Appendix A to 10 CFR 26							
Marijuana	100 / 15	Amphetamines	1000 / 500				
Cocaine	300 / 150	Phencyclidine	25 / 25				
Opiates	300 / 300	Alcohol(%BAC)	0.04 / 0.04				
		Licensee Employees		Long-Term Contractor Personnel		Short-Term Contractor Personnel	
Average Number with Unescorted Access		833.0		N/A		70.4	
Categories		# Tested	# Positive	# Tested	# Positive	# Tested	# Positive
Pre-Access		11	0	N/A	N/A	30	0
For Cause	Post accident	0	0	N/A	N/A	0	0
	Observed behavior	1	0	N/A	N/A	1	1
Random		227	0	N/A	N/A	42	0
Follow-up		6	0	N/A	N/A	0	0
Other		2-DOT 4-Atypical	0 0	N/A	N/A	0 1-Atypical	0 0
Total		251	0	N/A	N/A	74	1

Entergy Nuclear Operations, Inc.
 James A. FitzPatrick Nuclear Power Plant
 Fitness for Duty Program Performance Data
 For the Period January through June 2004

Breakdown of Confirmed Positive Tests for Specific Substances

	Marijuana	Cocaine	Opiates	Amphetamines	Phency- clidine	Alcohol	Refusal to Test	1	2	3	4	5
Licensee Employees/ Prospective Employees	0	0	0	0	0	0	0					
Contractors	0	0	0	0	0	1	0					
Total	0	0	0	0	0	1	0					1

ATTACHMENT II TO JPN-04-014 / NL-04-108 / ENO 2.04.077 / BVY 04-088

INDIAN POINT NUCLEAR GENERATING UNITS NO. 1, 2, and 3

**FITNESS FOR DUTY PROGRAM
PERFORMANCE REPORT FOR
JANUARY THROUGH JUNE 2004**

ENTERGY NUCLEAR OPERATIONS, INC.
INDIAN POINT NUCLEAR GENERATING UNIT NO. 1
DOCKET NO. 50-003
DPR-5
INDIAN POINT NUCLEAR GENERATING UNIT NO. 2
DOCKET NO. 50-247
DPR-26
INDIAN POINT NUCLEAR GENERATING UNIT NO. 3
DOCKET NO. 50-286
DPR-64

Entergy Nuclear Operations, Inc.
Indian Point Energy Center Units No.1, 2, 3
Fitness-For-Duty Program Performance Report
For the Period January through June 2004

INTRODUCTION

10 CFR 26.71(d) requires that nuclear power plant licensees periodically collect, compile and submit Fitness-For-Duty performance data. Specifically, this performance data must include:

1. Random testing rate;
2. Drugs tested for and cutoff levels, including results of tests using lower cutoff levels and tests for other drugs;
3. Workforce population tested;
4. Numbers of tests and results by population and type of test (i.e., pre-access, random, for cause, etc.);
5. Substances identified;
6. Summary of management actions; and
7. A list of events reported.

Fitness-For-Duty performance data for Entergy's Indian Point Energy Center for the period from January through June 2004 are provided below and in the attached tables. The random testing rate, a summary of management actions, and a list of events reported (items 1,6,and 7) are given below. Data for the remaining items (2,3,4, and 5) are given in the attached tables.

An additional section not required by 10CFR26 is included in this report. The additional section summarizes events related to the Indian Point Energy Center Fitness-For-Duty program and lessons learned.

Entergy considers all contractors to be short-term for the purposes of the Fitness-For Duty program. For this reason, the attached tables show "N/A" for data associated with long-term contractors.

RANDOM TESTING RATE

For this period 26.6% of the personnel in the testing pool were tested randomly.

SUMMARY OF MANAGEMENT ACTIONS

Entergy used the definition of "Management Actions" implicit in 10 CFR 26.27 ("Management actions and sanctions to be imposed") to determine the content of this section.

Pre-Access Testing

A total of 294 pre-access tests were performed. There were three (3) confirmed positive tests for contractors: two (2) for marijuana and one (1) for cocaine. All individuals were denied access for three (3) years. All employee pre-access test results were negative.

Employee Random Testing

There were 364 random tests conducted for licensee employees. All employee random test results were negative.

Contractor Personnel Random Testing

There were 78 contractor random tests conducted. One contractor was positive for marijuana and was denied access for the period of three (3) years.

For-Cause Testing

There were seven (7) for-cause tests performed during this period. All seven (7) tests were on employees with behavior concerns. All For-Cause test results were negative.

Follow-up Testing

There were 20 follow-up tests (15-employee and 5-contractor) conducted during this period. All Follow-up test results were negative.

Other

This category includes tests repeated because the results of the specimen were negative but the specimen was determined by the laboratory to have either a low specific gravity or a low concentration of creatinine. There were two tests (1-employee, 1-contractor) conducted. All test results were negative.

EVENTS REPORTED

There were no reportable events during this period. No performance indicators were identified during this period.

LESSONS LEARNED AND PROGRAM EVENTS

None

Entergy Nuclear Operations, Inc.
 Indian Point Energy Center Units 1,2 and 3
 Fitness for Duty Program Performance Data
 For the Period January through June 2004

Personnel Subject to 10CFR26

<u>Entergy Nuclear Operations, Inc.</u> Company		<u>June 30, 2004</u> 6 Months Ending					
<u>Indian Point Energy Center</u> Location							
<u>Sharon Quinn</u> Contact Name		<u>(914) 788-2193</u> Phone (include area code)					
Cutoffs: Screen/Confirmation (ng/ml) [X] Appendix A to 10 CFR 26							
Marijuana	50 / 15	Amphetamines /	1,000 / 500				
Cocaine	300 / 150	Phencyclidine /	25 / 25				
Opiates	300 / 300	Alcohol (%BAC)	0.04%				
Testing Results	Licensee Employees		Long-Term Contractor Personnel		Short-Term Contractor Personnel		
Average Number with Unescorted Access	1402		N/A		259		
Categories	# Tested	# Positive	# Tested	# Positive	# Tested	# Positive	
Pre-Access	64	0	N/A	N/A	230	3	
For Cause	Post accident	0	0	N/A	N/A	0	0
	Observed behavior	7	0	N/A	N/A	0	0
Random	364	0	N/A	N/A	78	1	
Follow-up	15	0	N/A	N/A	5	0	
Other	1	0	N/A	N/A	1	0	
Total	451	0	N/A	N/A	314	4	

Entergy Nuclear Operations, Inc.
 Indian Point Energy Center Unit 1,2 and 3
 Fitness for Duty Program Performance Data
 For the Period January through June 2004

Breakdown of Confirmed Positive Tests for Specific Substances

	Marijuana	Cocaine	Opiates	Amphetamines	Phencyclidine	Alcohol	Refusal to Test	1	2	3	4	5	
Licensee Employees	0	0	0	0	0	0	0	N/A	N/A	N/A	N/A	N/A	
Long-Term Contractors	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Short-Term Contractors	3	1	0	0	0	0	0	N/A	N/A	N/A	N/A	N/A	
Total	3	1	0	0	0	0	0	N/A	N/A	N/A	N/A	N/A	4

ATTACHMENT III TO JPN-04-014 / NL-04-108 / ENO 2.04.077 / BVY 04-088

PILGRIM NUCLEAR POWER STATION

**FITNESS FOR DUTY PROGRAM
PERFORMANCE REPORT FOR
JANUARY THROUGH JUNE 2004**

**ENTERGY NUCLEAR OPERATIONS, INC.
PILGRIM NUCLEAR POWER STATION
DOCKET NO. 50-293
DPR-35**

Entergy Nuclear Operations, Inc.
Pilgrim Nuclear Power Station
Fitness-For-Duty Program Performance Report
For the Period January through June 2004

INTRODUCTION

10 CFR 26.71(d) requires that nuclear power plant licensees periodically collect, compile, and submit Fitness-For-Duty performance data. Specifically, this performance data must include:

1. Random testing rate;
2. Drugs tested for and cutoff levels, including results of tests using lower cutoff levels and tests for other drugs;
3. Workforce population tested;
4. Numbers of tests and results by population and type of test (i.e. pre-access, random, for cause, etc.);
5. Substances Identified;
6. Summary of management actions;
7. A list of events reported.

Fitness-For-Duty performance data for Entergy's Pilgrim Nuclear Power Plant for the period from January through June 2004 are provided below and in the attached tables. The random testing rate, a summary of management actions, and a list of events reported (items 1, 6, and 7) are given below. Data for the remaining Items (2,3,4, and 5) are given in the attached tables.

An additional section not required by 10CFR26 is included in this report. The additional section summarizes events related to the Pilgrim Fitness-For-Duty program and lessons learned.

Entergy considers all contractors to be short-term for the purposes of the Fitness-For-Duty program. For this reason, the attached tables show " N/A " for data associated with long-term contractors.

RANDOM TEST RATE

During this period, 20.0% of the total workforce was tested.

SUMMARY OF MANAGEMENT ACTIONS

Entergy used the definition of "Management Actions" implicit in 10 CFR 26.27 ("Management actions and sanctions to be imposed") to determine the content of this section.

Pre-Access Testing

During this period, a total of 150 pre-access tests were administered. 47 tests were for licensee employees and the other 103 tests were contractors. All test results were negative.

Employee Random Testing

During this period, there were 125 random tests conducted on licensee employees. All test results were negative.

Contractor Personnel Random Testing

There were 34 contractor random tests conducted during this period. All test results were negative.

For-Cause Testing

There were a total of 4 for-cause tests performed during this period. One was a licensee employee, and the result was negative. The other 3 were contractors and the results were all negative.

Follow-up Testing

A total of 8 follow-up tests were performed during this period. 6 tests were performed on 4 licensee employees in the follow up program and all were negative. 1 contractor was tested twice in the follow up program and results were negative.

Other

This category includes tests conducted based on self-reporting to security and/or tests repeated because the results of the specimen were negative but the specimen was determined by the laboratory to have either a low specific gravity or a low concentration of creatinine (integrity checks). For this period, there were 2 tests conducted (repeated) due to low creatinine. Both results were negative.

EVENTS REPORTED

There were no events during this time period (January through June) that required reporting to the NRC.

LESSONS LEARNED AND PROGRAM EVENTS

No negative performance indicators were identified during this period.

Entergy Nuclear Operations, Inc.
Pilgrim Nuclear Power Station
Fitness for Duty Program Performance Data
For the Period January through June 2004

Personnel Subject to 10CFR26

<u>Entergy Nuclear Operations, Inc.</u>		<u>June 30, 2004</u>					
Company		6 Months Ending					
<u>Pilgrim Nuclear Power Station</u>							
Location							
<u>Dianne Wilson</u>		<u>(508) 830-8256</u>					
Contact Name		Phone (include area code)					
Cutoffs: Screen/Confirmation (ng/ml) [X] Appendix A to 10 CFR 26							
Marijuana	50/100 / 15	Amphetamines	1000 / 500				
Cocaine	300 / 150	Phencyclidine	25 / 25				
Opiates	300 / 300	Alcohol (%BAC)	0.04% / 0.04%				
Testing Results		Licensee Employees		Long-Term Contractor Personnel		Short-Term Contractor Personnel	
Average Number with Unescorted Access		584.7		N/A		211	
Categories		# Tested	# Positive	# Tested	# Positive	# Tested	# Positive
Pre-Access		47	0	N/A	N/A	103	0
For Cause	Post accident	0	0	N/A	N/A	3	0
	Observed behavior	1	0	N/A	N/A	0	0
Random		125	0	N/A	N/A	34	0
Follow-up		6	0	N/A	N/A	2	0
Other		2	0	N/A	N/A	0	0
Total		181	0	N/A	N/A	142	0

Entergy Nuclear Operations, Inc.
 Pilgrim Nuclear Power Station
 Fitness For Duty Program Performance Data
 For the Period January through June 2004

Breakdown of Confirmed Positive Tests for Specific Substances

	Marijuana 50 ng	Marijuana 100 ng	Cocaine	Opiates	Amphe- tamines	Phency- clidine	Alcohol	Refusal to Test	1	2	3	4	5	
Licensee Employees	0	0	0	0	0	0	0	0	N/A	N/A	N/A	N/A	N/A	
Contractors	0	0	0	0	0	0	0	0	N/A	N/A	N/A	N/A	N/A	
Total	0	0	0	0	0	0	0	0	N/A	N/A	N/A	N/A	N/A	0

ATTACHMENT IV TO JPN-04-014 / NL-04-108 / ENO 2.04.077 / BVY 04-088

VERMONT YANKEE NUCLEAR POWER STATION

**FITNESS FOR DUTY PROGRAM
PERFORMANCE REPORT FOR
JANUARY THROUGH JUNE 2004**

**ENTERGY NUCLEAR OPERATIONS, INC.
Vermont Yankee Nuclear Power Station
Docket No. 50-271
DPR-28**

Entergy Nuclear Operations, Inc.
Vermont Yankee Nuclear Plant
Fitness-For-Duty Program Performance Report
For the Period January through June 2004

INTRODUCTION

10 CFR 26.71(d) requires that nuclear power plant licensees periodically collect, compile and submit Fitness-For-Duty performance data. Specifically, this performance data must include:

1. Random testing rate;
2. Drugs tested for and cutoff levels, including results of tests using lower cutoff levels and tests for other drugs;
3. Workforce population tested;
4. Numbers of tests and results by population and type of test (i.e., pre-access, random, for cause, etc.);
5. Substances identified;
6. Summary of management actions; and
7. A list of events reported.

Fitness-For-Duty performance data for Entergy's Vermont Yankee Nuclear Plant for the period from January through June 2004 are provided below and in the attached tables. The random testing rate, a summary of management actions, and a list of events reported (items 1,6,and 7) are given below. Data for the remaining items (2,3,4, and 5) are given in the attached tables.

An additional section not required by 10CFR26 is included in this report. The additional section summarizes events related to the Vermont Yankee Fitness-For-Duty program and lessons learned.

Entergy considers all contractors to be short-term for the purposes of the Fitness-For Duty program with the exception of Wackenhut security contractors. They alone are considered long term contractors.

RANDOM TESTING RATE

For this period 28.6% of the personnel in the testing pool were tested randomly.

SUMMARY OF MANAGEMENT ACTIONS

Entergy used the definition of "Management Actions" implicit in 10 CFR 26.27 ("Management actions and sanctions to be imposed") to determine the content of this section.

Pre-Access Testing

A total of 904 pre-access tests were performed. There were nine (9) confirmed positive tests for contractors: four (4) for marijuana > 50 ng; three (3) for marijuana > 100 ng; one (1) for alcohol and one (1) for cocaine. All individuals were denied access for three (3) years. All employee pre-access test results were negative.

Employee Random Testing

There were 172 random tests conducted for licensee employees. All employee random test results were negative.

Contractor Personnel Random Testing

There were 38 long-term contractor random tests and 123 short-term contractor random tests conducted. All contractor random tests were negative.

For-Cause Testing

There were ten (10) for-cause tests performed during this period. Three (3) were conducted on employees, two (2) for behavior concerns and one (1) post accident. All test results were negative.

Three (3) were conducted on long-term contractors; two (2) for behavior concerns and one (1) post accident. All test results were negative.

Four (4) were conducted on short-term contractors for behavior concerns. Two (2) of the short-term contractor tests resulted were positive for alcohol. One (1) of these short-term contractors also refused a drug collection which resulted in a permanent denial of unescorted access. The other short-term contractor was denied for one year.

Follow-up Testing

There were 45 follow-up tests (7 employee, 0 long-term contractor and 38 short-term contractor) conducted during this period. One employee follow-up test was positive for alcohol. This individual was permanently denied unescorted access. All contractor follow-up test results were negative.

Other

This category includes tests repeated because the results of the specimen were negative but the specimen was determined by the laboratory to have either a low specific gravity or a low concentration of creatinine. There were four (4) tests conducted. All test results were negative.

EVENTS REPORTED

There were no reportable events during this period. No performance indicators were identified during this period.

LESSONS LEARNED AND PROGRAM EVENTS

None

Entergy Nuclear Operations, Inc.
 Vermont Yankee Nuclear Power Plant
 Fitness for Duty Program Performance Data
 For the Period January through June 2004

Personnel Subject to 10CFR26

<u>Entergy Nuclear Operations, Inc.</u> Company		<u>June 30, 2004</u> 6 Months Ending					
<u>Vermont Yankee Nuclear Power Plant</u> Location							
<u>Barb Renney</u> Contact Name		<u>(802) 258-5801</u> Phone (include area code)					
Cutoffs: Screen/Confirmation (ng/ml) [X] Appendix A to 10 CFR 26							
Marijuana	100/50 / 15	Amphetamines	1,000 / 500				
Cocaine	300 / 150	Phencyclidine	25 / 25				
Opiates	300 / 300	Alcohol (%BAC)	0.04%				
Testing Results	Licensee Employees		Long-Term Contractor Personnel		Short-Term Contractor Personnel		
Average Number with Unescorted Access	553		110		500		
Categories	# Tested	# Positive	# Tested	# Positive	# Tested	# Positive	
Pre-Access	30	0	3	0	871	9	
For Cause	Post accident	1	0	1	0	0	
	Observed behavior	2	0	2	0	3	
Random	172	0	38	0	123	0	
Follow-up	7	1	0	0	38	0	
Other	0	0	4	0	0	0	
Total	212	1	48	0	1036	12	

Entergy Nuclear Operations, Inc.
 Vermont Yankee Nuclear Power Plant
 Fitness for Duty Program Performance Data
 For the Period January through June 2004

Breakdown of Confirmed Positive Tests for Specific Substances

	Marijuana 50 / 100	Cocaine	Opiates	Amphetamine	Phencyclidine	Alcohol	Refusal to Test	1	2	3	4	5	
Licensee Employees	0 / 0	0	0	0	0	1	0	N/A	N/A	N/A	N/A	N/A	
Long-Term Contractors	0 / 0	0	0	0	0	0	0	N/A	N/A	N/A	N/A	N/A	
Short-Term Contractors	4 / 3	1	0	0	0	3	1	N/A	N/A	N/A	N/A	N/A	
Total	4 / 3	1	0	0	0	4	1	N/A	N/A	N/A	N/A	N/A	13