

**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION**

February 24, 2005
RN-05-006

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT REGULATORY ACTION

Licensee: AmerGen Energy Company, LLC EA-04-213
Oyster Creek Generating Station
Docket No. 50-219

Subject: ISSUANCE OF FINAL SIGNIFICANCE DETERMINATION

This is to inform the Commission that one White Significance Determination Process finding will be issued on or around March 1, 2005, to AmerGen Energy Company, LLC, as a result of inspections at Oyster Creek Generating Station. This White finding involved untimely actions to change an Emergency Action Level (EAL) threshold value used to declare a General Emergency. Specifically, when an end-of-cycle rod pattern adjustment was made in the reactor core, required changes were made to emergency operating procedures (EOP) without changing an incorrect threshold value in the Fission Product Barrier Matrix EAL. As a result, during an emergency, Oyster Creek personnel would have had to rely upon operator recognition of this inconsistency between the EOPs and the EAL, which may have delayed proper classification of an emergency. This resulted in a degradation to an emergency preparedness risk significant planning standard, namely, the requirement to maintain an emergency classification and action level scheme. In addition, the licensee's configuration change process was not properly implemented to ensure that the Fission Product Barrier Matrix EAL and other supporting emergency procedures were revised. There are two violations associated with this finding.

It should be noted that the licensee has not been specifically informed of the regulatory action. The schedule of issuance and notification is:

Mailing of Final Significance Determination	March 1, 2005
Telephone Notification of Licensee	March 1, 2005

The State of New Jersey will be informed.

Contacts: L. Trocine, OE, 415-2319 C. Nolan, OE, 415-3360

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