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**Ralph E. Beedle**  
Executive Vice President  
Nuclear Generation

August 27, 1993  
JPN-93-063  
IPN-93-100

U.S. Nuclear Regulatory Commission  
ATTN: Document Control Desk  
Mail Station P1-137  
Washington, DC 20555

Subject: James A. FitzPatrick Nuclear Power Plant  
Docket No. 50-333  
Indian Point 3 Nuclear Power Plant  
Docket No. 50-286  
**Fitness-for-Duty Program Performance Report**

Dear Sir:

This letter transmits the James A. FitzPatrick (JAF) and Indian Point 3 (IP3) Fitness-for-Duty Program performance reports, in accordance with 10 CFR 26.71(d), for the period January 1, 1993 through June 30, 1993. The FitzPatrick report is provided as Attachment I to this letter and the IP3 report is provided as Attachment II.

If you have any questions regarding this matter, please contact Mr. J. A. Gray Jr. or Mr. P. Kokolakis.

Very truly yours,

A handwritten signature in black ink, appearing to read 'R. Beedle', written over a horizontal line.

Ralph E. Beedle

att: As stated  
cc: See next page

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PDR ADOCK 05000286  
R PDR

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cc: U.S. Nuclear Regulatory Commission  
475 Allendale Road  
King of Prussia, PA 19406

Resident Inspector's Office  
Indian Point Unit 3  
U.S. Nuclear Regulatory Commission  
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ATTACHMENT I TO JPN-93-063/IPN-93-100

JAMES A. FITZPATRICK FITNESS-FOR-DUTY PROGRAM  
PERFORMANCE REPORT FOR  
JANUARY THROUGH JUNE 1993

NEW YORK POWER AUTHORITY  
JAMES A. FITZPATRICK NUCLEAR POWER PLANT  
DOCKET NO. 50-333  
DPR-59

New York Power Authority  
James A. FitzPatrick Nuclear Power Plant

**Fitness-for-Duty Program Performance Report  
for the Period January through June 1993**

**Introduction**

10 CFR 26.71(d) requires that the 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 the Authority's James A. FitzPatrick Nuclear Power Plant (JAF) for the period from January through June 1993 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 10 CFR 26, summarizes events related to the FitzPatrick Fitness-for-Duty program and lessons learned.

**Random Testing Rate**

The random testing rate for this period was 52.0 percent.

**Summary of Management Actions**

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

Pre-Access Testing

A contractor, whose badge was voided because the site had not been accessed in 60 days, was tested when the individual reported to the site seeking unescorted access. The results were confirmed positive for drugs. At the request of the individual, the split sample stored at James A. FitzPatrick was sent to another National Institute of Drug Abuse (NIDA) laboratory. The second laboratory result was also confirmed positive. Access was denied.

Employee Random Testing

A White Plains Office employee tested positive for alcohol. The individual was referred to the EAP for evaluation and has since returned to work on an accelerated follow up testing program.

Contractor Personnel Random Testing

One contract employee was confirmed positive for opiates. Since the individual had no valid prescription, the Medical Review Officer declared the results confirmed positive. Access was denied.

For Cause Testing

No for cause incidents occurred during this reporting period.

Follow-Up Testing

Twenty-six (26) follow up tests were conducted and all had negative results.

**Events Reported**

No 10 CFR 26.73 reportable fitness-for-duty events occurred during this reporting period.

**Lessons Learned and Program Events**

There were no lessons learned or program events during this reporting period.

**Fitness for Duty Program  
Performance Data  
Personnel Subject to 10CFR 26**

New York Power Authority		June 30, 1993
Company		6 Months Ending
James A. FitzPatrick Nuclear Power Plant (Docket No. 50-333)		
Location		
Carol A. Soucy	(315) 349-7412	
Contact Name	Phone (include area code)	
Cutoffs: Screen/Confirmation (ng/ml) <input checked="" type="checkbox"/> Appendix A to 10CFR 26		
Marijuana                    /	Amphetamines                    /	/
Cocaine                        /	Phencyclidine                    /	/
Opiates                        /	Alcohol (% BAC)	/

Testing Results		Licensee Employees		Long-Term Contractor Personnel		Short-Term Contractor Personnel	
		# Tested	# Positive	# Tested	# Positive	# Tested	# Positive
Average Number with Unescorted Access		1175		N/A		453	
Pre-Access		33	0	N/A	N/A	194	1
For Cause	Post accident	0	0	N/A	N/A	0	0
	Observed behavior	0	0	N/A	N/A	0	0
Random		588	1	N/A	N/A	251	1
Follow-up		26	0	N/A	N/A	0	0
Other		1	0	N/A	N/A	2	0
Total		648	1	N/A	N/A	447	2

### 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	1	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	1	0	1	0	0	0	0	N/A	N/A	N/A	N/A	N/A	A
<b>Total</b>	1	0	1	0	0	1	0	N/A	N/A	N/A	N/A	N/A	3

ATTACHMENT II TO JPN-93-063/IPN-93-100

INDIAN POINT THREE FITNESS-FOR-DUTY PROGRAM  
PERFORMANCE REPORT FOR  
JANUARY THROUGH JUNE 1993

NEW YORK POWER AUTHORITY  
INDIAN POINT 3 NUCLEAR POWER PLANT  
DOCKET NO. 50-286  
DPR-64



New York Power Authority  
Indian Point Three Nuclear Power Plant

**Fitness-for-Duty Program Performance Report  
for the Period January through June 1993**

**Introduction**

10 CFR 26.71(d) requires that the 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-badging, 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 the Authority's Indian Point Three Nuclear Power Plant (IP3) for the period from January through June 1993 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 10 CFR 26 summarizes events related to the IP3 Fitness-for-Duty program and lessons learned.

**Random Testing Rate**

The random testing rate for this period was 50.5 percent.

**Summary of Management Actions**

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

### Pre-Access Testing

Four contractor pre-access test results were confirmed positive. All four individuals were denied access.

### Employee Random Testing

The random test result for one New York Power Authority employee was confirmed positive. The test was confirmed positive for marijuana.

### Contractor Personnel Random Testing

There were no positive random test results for contractor personnel during this period.

### For Cause Testing

There were a total of three observed behavior tests given during this period. One test result was negative. The other two test results were confirmed positive for alcohol. A New York Power Authority employee tested positive after a supervisor smelled an alcohol-like odor on his breath. The employee was referred to the Employee Assistance Program, has been cleared to return to work, and is in the follow-up testing program. A contractor tested positive for alcohol after a General Employee Training instructor smelled an alcohol-like odor on his breath. The contractor was terminated.

### Follow-Up Testing

There were no positive follow-up tests during this period.

### **Events Reported**

The Indian Point Three Nuclear Power Plant did not experience any 10 CFR 26.73 reportable fitness for duty events during the reporting period.

### **Lessons Learned and Program Events**

#### Lessons Learned

An area that was not covered by fitness for duty procedures was identified as a result of an employee's attempt to provide a substituted sample during fitness for duty testing. The procedure now indicates that an individual who attempts to use a substituted sample will have their unescorted access suspended pending the outcome of an investigation.

#### Program Events

A New York Power Authority employee was terminated as a result of his attempt to substitute a sample during fitness for duty testing and a subsequent confirmed positive test result of the legitimate sample that was provided by him.

**Fitness for Duty Program  
Performance Data  
Personnel Subject to 10CFR 26**

New York Power Authority		June 30, 1993	
Company		6 Months Ending	
Indian Point Unit Three Nuclear Power Plant (Docket No. 50-286)			
Location			
Dale Plumer		(914) 736-8195	
Contact Name		Phone (include area code)	
Cutoffs: Screen/Confirmation (ng/ml) <input checked="" type="checkbox"/> Appendix A to 10CFR 26			
Marijuana	/	Amphetamines	/
Cocaine	/	Phencyclidine	/
Opiates	/	Alcohol (% BAC)	/

Testing Results		Licensee Employees		Long-Term Contractor Personnel		Short-Term Contractor Personnel	
		# Tested	# Positive	# Tested	# Positive	# Tested	# Positive
Average Number with Unescorted Access		656		N/A		419	
Pre-Access		38	0	N/A	N/A	435	4
For Cause	Post accident	1	0	N/A	N/A	0	0
	Observed behavior	2	1	N/A	N/A	1	1
Random		195	1	N/A	N/A	348	0
Follow-up		21	0	N/A	N/A	0	0
Other		11	0	N/A	N/A	21	0
<b>Total</b>		<b>268</b>	<b>2</b>	<b>N/A</b>	<b>N/A</b>	<b>805</b>	<b>5</b>

## Breakdown of Confirmed Positive Tests for Specific Substances

	Marijuana	Cocaine	Opiates	Amphetamines	Phencyclidine	Alcohol	Refusal to Test	1	2	3	4	5	
Licensee Employees	1	0	0	0	0	1	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	1	3	0	0	0	1	0	N/A	N/A	N/A	N/A	N/A	A
Total	2	3	0	0	0	2	0	N/A	N/A	N/A	N/A	N/A	7