

RECORD #23

TITLE: Significant Finding, Big Rock Point Health Physics  
Appraisal

FICHE: 38289-166



*C. Banks - Policy*

UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555

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PS  
SSINS: 6400  
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SEP 11 1980

MEMORANDUM FOR: Those on Attached List  
FROM: L. J. Cunningham, Division of Fuel Facility and Materials Safety Inspection, IE  
SUBJECT: H. P. APPRAISAL PROGRAM - GUIDANCE RE CRITERIA FOR QUALIFICATIONS IN RADIATION PROTECTION PROCEDURES AND OFF-SHIFT H.P. COVERAGE

Enclosed for your information are two memos required as a result of HP appraisals. The guidance contained in these memos is provided to assist in maintaining consistency in the HP Appraisal Program.

*L. J. Cunningham*  
L. J. Cunningham  
Division of Fuel Facility and Materials Safety Inspection, IE

Enclosures: As stated



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SSINS: 6400  
6910

SEP 11 1980

MEMORANDUM FOR: J. G. Kepler, Director, Region III

FROM: J. H. Sniezek, Director, Division of Fuel Facility and  
Materials Safety Inspection, IE

SUBJECT: CONTESTED NONCOMPLIANCE - BIG ROCK POINT (AITS F03112180)

Your memo of August 21, 1980, requested guidance on how to proceed with a contested item of noncompliance which was issued to Big Rock Point. The item of noncompliance was failure to provide an individual qualified in radiation protection procedures on back shift in accordance with Technical Specification requirements. The licensee contends that the "criteria for individuals qualified in radiation protection procedures" contained in DOR's letter of 1977 were not made a part of the license either by license amendment or licensee commitment and, therefore, the citation is not valid.

The NRC provides information for the purpose of clarifying the specific meaning and intent of regulatory requirements by numerous means; some examples are Statements of Consideration, Regulatory Guides, NUREG documents, Bulletins, Circulars, Branch Technical Positions, and Generic Letters. These documents do not establish regulatory requirements, but simply clarify the meaning and intent of existing requirements or denote acceptable methods of implementing the regulatory requirements.

Consumers Power Company acknowledges receipt of the clarifying information provided in the letter from Ziemann to Bixel dated March 15, 1977 and did not propose or receive approval for implementing an alternative means of complying with the subject technical specification. Based on these facts, we conclude that the citation in question was valid and proper.

A handwritten signature in cursive script that reads "J. H. Sniezek".

J. H. Sniezek  
Director  
Division of Fuel Facility and  
Materials Safety Inspection, IE

cc: J. Lieberman, ELD  
W. A. Paulson, DOL