

LPDR



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

AUG 30 1979

SGPL:RRR
70-1308

General Electric Company
Nuclear Energy Programs Division
ATTN: Mr. D. M. Dawson
Manager, Licensing & Transportation
175 Curtner Avenue
San Jose, California 95125

Gentlemen:

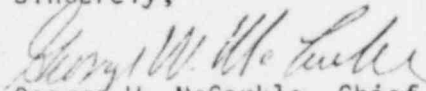
Reference is made to your July 18, 1979 letter which transmitted your revised Safeguards Contingency Plan for the Morris Operation and your comments in response to our letter of May 4, 1979. (Our May 4, 1979 letter concerned our review of your original plan.)

Certain statements which appear in your revised plan appear to be extraneous in nature and do not contribute to the objectives of the program. The requirement to maintain a security plan pursuant to Part 73 is based upon the possession or use of special nuclear material of a type and quantity set forth in § 73.1, not upon licensee-generated consequence projections. In this regard, such comments (as contained in the Introduction and paragraph A1.1) should be deleted from your plan. Those portions of Part 73 (particularly 73.50) which are relevant to Morris Operations apply so long as you meet the possession or use criterion. Specifically, your plan appears to miss the intent of the requirements of 10 CFR 73.50(g), which requires positive guard actions under certain circumstances. Your commitment in paragraph A1.3.1 that, "The principal response is to call for assistance from local law enforcement agencies (LLEA), while taking action to make any sabotage attempt as difficult as possible for the incursion force" (underlining added for emphasis) is not an acceptable interpretation of this requirement. Other portions of the plan tend to obscure the issue of responsibility for responding guards to defend vital areas (A.1.3.2, A.3.4(a) and (b), and in the fourth, fifth, sixth and seventh items of the Response column of Table A-1).

Based on the foregoing comments, we would appreciate the resubmittal of your revised plan within 30 days of the receipt of this letter.

It has been determined that Enclosures A and B to your letter of July 18, 1979 contain information of a type specified in 10 CFR 2.790(d). Accordingly, they are deemed to be commercial or financial information within the meaning of 10 CFR 9.5(a)(4) and shall be subject to disclosure only in accordance with the provisions of 10 CFR 9.12.

Sincerely,


George W. McCorkle, Chief
Physical Security Licensing Branch
Division of Safeguards

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