

NOV 14 1984

MEMORANDUM FOR: William J. Dircks, Executive Director for Operation

FROM: Robert B. A. Licciardo, Nuclear Engineer
Reactor Systems Branch, Division of Systems Integration
Office of Nuclear Reactor Regulation

SUBJECT: DIFFERING PROFESSIONAL OPINION RELATED TO TECHNICAL
SPECIFICATION FOR MCGUIRE UNIT 2 (AND PROPOSED FOR
MCGUIRE UNIT 1)

By memorandum for G. Norman Lauben, Section Leader, Section A, RSB, DSI, dated December 7, 1983, the writer submitted a "Differing Professional Opinion Related to Technical Specification for McGuire Unit 2 (and Proposed for McGuire Unit 1)."

By memorandum for D. G. Eisenhut, Director, Division of Licensing and R. J. Mattson, Director, Division of Systems Integration, dated March 21, 1984, Subject: Differing Professional Opinion of Mr. R. Licciardo Regarding McGuire Technical Specifications, H. Denton, Director, Nuclear Reactor Regulation, proposed that "Pursuant to the procedures for resolving a Differing Professional Opinion, Manual Chapter 4125, I consider the DPO resolved."

NRC Manual Chapter NRC Appendix 4125, Section F, entitled "Written Record of Actions on Differing Professional Opinions," requires that:

"Once a signed differing professional opinion has been submitted, a written record must be maintained to provide accountability for all subsequent actions taken to resolve that differing professional opinion on its merits. This record will consist of signed notations of all supervisory and managerial determinations and actions based upon the differing professional opinion. Changes in the original documentation that are requested by the originator will also be made a part of this written record. All pertinent documentation will be retained for a minimum of 10 years."

Additionally, NRC Appendix 4125 Section F requires that:

"The resolution process is complete only when the originator has been informed of the decision or action of NRC management and, consistent with security classification policy, both the statement of differing professional opinion and the response of NRC management have been placed in NRC's Public Document Room."

The writer wishes to be informed by your office of the current status of completion of those requirements in respect of the aforementioned D.P.O. on the McGuire Technical Specifications.

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NRC Manual Chapter NRC Appendix 4125 in Section K provides for the appointment annually of "a Special Review Panel for Follow-up on Functioning of Differing Professional Opinion Procedures" and that all NRC employees will receive, a copy of the letter appointing the members there-of and, a copy of their findings and recommendations. Also, NRC Manual Appendix 4125, Section L, requires that this Special Review Panel has an additional responsibility concerning "Recognition of Originators of Significant Differing Professional Opinions" in that the Panel:

"will [also] annually review all differing professional opinions submitted during the prior year to identify employees whose differing professional opinions made significant contributions to the agency or to public safety but who had not been recognized by his or her supervisor for this contribution. It is anticipated that employees who provide significant contributions to the agency or to public health and safety will be recommended for appropriate awards by their immediate supervisors. Where award recommendations have not been made, they may be made by this Panel in accordance with provisions of NRC's Incentive Awards Program (Chapter NRC-4154). Copies of such recommendations for award will be included in the Special Review Panel's written report to the EDO and the Commissioners."


Please advise the writer on the details of completion of the above NRC requirements of Manual Chapter 4125, Sections K and L, and especially relative to his aforesaid Differing Professional Opinion concerning the McGuire Technical Specifications.

Original signed by:

Robert B. A. Licciardo
Nuclear Engineer
Reactor Systems Branch
Division of Systems Integration
Office of Nuclear Reactor Regulation

cc: N. J. Palladino
H. R. Denton
R. M. Bernero
R. W. Houston

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