

50-295/304

January 18, 1995

The Honorable Paul Simon  
United States Senator  
230 S. Dearborn  
Chicago, IL 60604

Dear Senator Simon:

I am responding to your letter of November 28, 1994, which was forwarded to the U.S. Nuclear Regulatory Commission (NRC) by the Department of Energy.

You enclosed a letter from Mr. Robert K. Rutherford that contained a petition from members of the Zion Nuclear Power Station security force opposing the new security plan for response team members. The revised plan reduces the number of armed guards at Zion. Mr. Rutherford also sent a copy of the petition directly to the NRC and it has been referred to the staff to be answered under the provisions of Section 2.206 of Title 10 of the Code of Federal Regulations (10 CFR 2.206). Under these provisions, any person may file a request to institute a proceeding to modify, suspend, or revoke a license, or for such other action as may be proper. In this case, Mr. Rutherford is asking the Commission to reconsider and withdraw its approval of Zion's new security plan and to request greater justification from Commonwealth Edison Company and the security contractor regarding the proposed changes. A copy of the staff's acknowledgement letter to Mr. Rutherford is enclosed and a copy of the final disposition of his request under 10 CFR 2.206 will be sent to you when it is issued.

I hope this reply is responsive to your request.

Sincerely,

Original signed by  
James L. Blaha for  
James M. Taylor  
Executive Director  
for Operations

Enclosure: Staff's Acknowledgement  
Letter to Mr. Rutherford

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DOCUMENT NAME: G:\ZION\SIMON.GRN

OFFICE	LA:PDIII-2	PM:PDIII-2	D:PDIII-2	Tech Ed.	D:DRPW
NAME	C. Moore*	W. Reckley*	R. Capra*	B. Calure*	J. Roe*
DATE	01/11/95	01/11/95	01/10/95	01/11/95	01/10/95
OFFICE	DOTS	D:ADPR	D:NRR	OCA	EDC
NAME	L. Cunningham*	R. Zimmerman*	W. Russell*		J. Taylor
DATE	01/10/95	01/11/95	01/11/95	01/18/95	01/17/95

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JW

The Honorable Paul Simon  
United States Senate  
Washington, DC 20510

Dear senator Simon:

I am responding to your letter of November 23, 1994, which was forwarded to the U.S. Nuclear Regulatory Commission (NRC) by the Department of Energy.

You enclosed a letter from Mr. Robert K. Rutherford that contained a petition from members of the Zion Nuclear Power Station security force opposing the new security plan for response team members. The revised plan reduces the number of armed guards at Zion. Mr. Rutherford also sent a copy of the petition directly to the NRC and it has been referred to the staff to be answered under the provisions of Section 2.206 of Title 10 of the Code of Federal Regulations (10 CFR 2.206). Under these provisions, any person may file a request to institute a proceeding to modify, suspend, or revoke a license, or for such other action as may be proper. In this case, Mr. Rutherford is asking the Commission to reconsider and withdraw its approval of Zion's new security plan and to request greater justification from Commonwealth Edison Company and the security contractor regarding the proposed changes. A copy of the staff's acknowledgement letter to Mr. Rutherford is enclosed and a copy of the final disposition of his request under 10 CFR 2.206 will be sent to you when it is issued.

I hope this reply is responsive to your request.

Sincerely,

James M. Taylor  
Executive Director  
for Operations

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NAME	C. Moore	W. Reckley:jar	R. Capra*	B. Calure*	J. Roe*
DATE	01/11/95	01/11/95	01/10/95	01/11/95	01/10/95
OFFICE	DOTS	D:ADPR	D:NRC	OCA	EDO
NAME	L. Cunningham*	R. Zimmerman RZ	W. Russell		J. Taylor
DATE	01/10/95	01/11/95	01/11/95	01/ /95	01/ /95

Distribution: Letter to The Honorable Paul Simon, Dated:

Docket File (50-295/304 w/incoming)  
PUBLIC  
EDO R/F 0-17 G21  
PDIII-2 R/F (w/incoming)  
NRR Mail Rm (EDO #0000010 w/incoming)  
SECY (#95-0009)  
EDO Mail Room (EDO #0000010)  
J. Taylor 0-17 G21  
J. Milhoan 0-17 G21  
H. Thompson 0-17 G21  
J. Blaha 0-17 G21  
W. Russell/F. Miraglia 0-12 G18  
J. Martin, RIII  
B. Bernero, NMSS  
K. Cyr, OGC  
R. Zimmerman 0-12 G18  
A. Thadani  
D. Crutchfield  
OGC 0-15 B18  
OCA 0-15 B18  
OPA 0-2 G5  
J. Roe 0-13 E4  
R. Capra  
C. Moore  
L. Miller, RIII  
W. Reckley  
C. Shiraki (w/incoming)  
L. Cunningham 0-10 D4  
K. Bohrer  
N. Olson 0-12 G18  
T. Gibbons 0-13 E4



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

December 22, 1994

Mr. Robert K. Rutherford  
5514 55th Avenue  
Kenosha, WI 53143

Dear Mr. Rutherford:

I have received your letter of November 3, 1994, and accompanying signed petition from certain Zion Nuclear Power Station security officers. The letter and petition request the U.S. Nuclear Regulatory Commission (NRC) to reassess and withdraw its approval of the new response team member (RTM) security plan. They also demand additional justification from both the licensee and the security contractor concerning the reduction of armed guards and the defense of the plant to what you characterize as a minimum state of operational readiness. Your letter and accompanying petition are being treated as a petition pursuant to Section 2.206 of Title 10 of the Code of Federal Regulations (10 CFR).

As bases for your requests, you and other Zion security officers assert that the new RTM security plan degrades actual plant security; that the proposed qualifications in the plan are causing employee turnover, undue stress, labor problems, and inconsistency in plant defense; that monetary considerations should not take priority over plant defense; that administrative jobs should not replace front-line security guards; that the total disarming of the Zion owner-controlled area and the Zion-protected area is highly detrimental to plant defense and public safety; and that modern armaments and increased hostility among the general public as well as terrorist threats from either domestic and/or international sources have not abated.

I have referred your petition to the staff for action pursuant to 10 CFR 2.206. As provided by 10 CFR 2.206, action will be taken on your petition within a reasonable time. I have enclosed for your information a copy of the notice that is being filed with the Office of the Federal Register for publication.

Sincerely,

A handwritten signature in cursive script, appearing to read "W. Russell".

William T. Russell, Director  
Office of Nuclear Reactor Regulation

Docket Nos. 50-295 and 50-304  
(10 CFR 2.206)

Enclosure: Notice

cc w/encl: see next page

Handwritten initials or a signature in the bottom left corner, possibly "H. Russell".

Commonwealth Edison Company

Zion Nuclear Power Station  
Unit Nos. 1 and 2

cc w/encl. and incoming:

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Manager, Nuclear Regulatory Services  
Commonwealth Edison Company  
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cc w/encl:

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Station Manager  
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Kenosha, Wisconsin 53143

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Kenosha, Wisconsin 53143

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Grayslake, Illinois 60030

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Wildwood, Illinois

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Round Lake, Illinois 60073

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Kenosha, Wisconsin 53143

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Zion, Illinois 60099

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Kenosha, Wisconsin 53143

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Kenosha, Wisconsin 53143

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Waukegan, Illinois 60087

UNITED STATES NUCLEAR REGULATORY COMMISSIONCOMMONWEALTH EDISON COMPANYZION NUCLEAR POWER STATIONDOCKET NOS. 50-295 AND 50-304RECEIPT OF PETITION FOR DIRECTOR'S DECISION UNDER 10 CFR 2.206

Notice is hereby given that by a letter dated November 3, 1994, and a signed petition, Robert K. Rutherford and other Zion Nuclear Power Station security guards (Petitioners) request that the U. S. Nuclear Regulatory Commission (NRC) take action with regard to the new response team member (RTM) security plan at Zion Nuclear Power Station.

Petitioners request that the NRC reassess and withdraw its approval of the new RTM security plan and require greater justification from both the licensee and the security contractor about reduction of armed guards and the defense of the plant to what Petitioners characterize as a minimum state of operational readiness. As bases for the request, Petitioners assert that the new RTM security plan degrades actual plant security; that the proposed qualifications in the plan are causing employee turnover, undue stress, labor problems, and inconsistency in plant defense; that monetary considerations should not take priority over plant defense and administrative jobs should not replace front-line security guards; that the total disarming of the Zion owner-controlled area and the Zion-protected area is highly detrimental to plant defense and public safety; and that modern armaments and increased hostility among the general public as well as terrorist threats from either domestic and/or international sources have not abated.

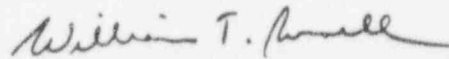
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The letter and enclosed petition are being treated as a Petition pursuant to 10 CFR 2.206 of the Commission's regulations. The Petition has been referred to the Director of the Office of Nuclear Reactor Regulation (NRR). As provided by 10 CFR 2.206, appropriate action will be taken on the Petition within a reasonable time.

A copy of the Petition is available for inspection at the Commission's Public Document Room at 2120 L Street, NW., Washington, D.C.

Dated at Rockville, Maryland this 22nd day of December 1994.

FOR THE NUCLEAR REGULATORY COMMISSION



William T. Russell, Director  
Office of Nuclear Reactor Regulation