

June 20, 1984

Docket No. 50-333

DISTRIBUTION

Docket File

- NRC PDR
- Local PDR
- ORB#2 Reading
- DEisenhut
- OELD
- SNorris
- HAbelson
- ELJordan
- JNGrace
- ACRS (10)
- Gray File

Mr. J. P. Bayne
 Executive Vice President,
 Nuclear Generation
 Power Authority of the State
 of New York
 123 Main Street
 White Plains, New York 10601

Dear Mr. Bayne:

Your letter dated January 26, 1984 requested a temporary exemption from the requirements of the licensed operator staffing rule (10 CFR 50.54(m)(2)) for the James A. FitzPatrick Nuclear Power Plant. Specifically, it was requested that licensed operator staffing be reduced from two SROs per shift as required by the rule, to one SRO per shift for the period until June 1985. On March 22, 1984 we met with members of your staff to discuss this matter in detail.

Based on our review, we believe that your request for an exemption is premature in that the Commission has not established final criteria for qualifications of personnel serving in dual-role positions as SRO/STAs. For the reasons stated in the enclosed Safety Evaluation, we are denying your exemption request for continued operation for a 15-month period with only one SRO on each shift.

Sincerely,

Frank Maglia for

Darrell G. Eisenhut, Director
 Division of Licensing
 Office of Nuclear Reactor Regulation

Enclosure:
 As stated

cc w/enclosure:
 See next page

DL:ORB#2
 SNorris:ajs
 06/5/84

DL:ORB#2
 HAbelson
 06/5/84

DL:ORB#2
 DVassallo
 06/5/84

OELD
 06/15/84

DL:AB-OR
 GLainas
 06/20/84

DL:DEisenhut
 DEisenhut
 06/20/84

8407110075 840620
 PDR ADOCK 05000333
 PDR

Mr. J. P. Bayne
Power Authority of the State of New York
James A. FitzPatrick Nuclear Power Plant

cc:

Mr. Charles M. Pratt
Assistant General Counsel
Power Authority of the State
of New York
10 Columbus Circle
New York, New York 10019

U. S. Environmental Protection
Agency
Region II Office
Regional Radiation Representative
26 Federal Plaza
New York, New York 10007

Mr. Corbin A. McNeill, Jr.
Resident Manager
James A. FitzPatrick Nuclear
Power Plant
Post Office Box 41
Lycoming, New York 13093

Mr. J. A. Gray, Jr.
Director - Nuclear Licensing - BWR
Power Authority of the State
of New York
123 Main Street
White Plains, New York 10601

Mr. Robert P. Jones, Supervisor
Town of Scriba
R. D. #4
Oswego, New York 13126

Mr. Leroy W. Sinclair
Power Authority of the State
of New York
10 Columbus Circle
New York, New York 10019

Mr. Jay Dunkleberger
Division of Policy Analysis
and Planning
New York State Energy Office
Agency Building 2
Empire State Plaza
Albany, New York 12223

Resident Inspector's Office
U. S. Nuclear Regulatory Commission
Post Office Box 136
Lycoming, New York 13093

Mr. A. Klausman
Vice President - Quality Assurance
Power Authority of the State
of New York
10 Columbus Circle
New York, New York 10019

Mr. George Wilverding, Chairman
Safety Review Committee
Power Authority of the State
of New York
123 Main Street
White Plains, New York 10601

Mr. M. C. Cosgrove
Quality Assurance Superintendent
James A. FitzPatrick Nuclear
Power Plant
Post Office Box 41
Lycoming, New York 13093

Thomas A. Murley
Regional Administrator
Region I Office
U. S. Nuclear Regulatory Commission
631 Park Avenue
King of Prussia, Pennsylvania 19406