



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION III  
799 ROOSEVELT ROAD  
GLEN ELLYN, ILLINOIS 60137

July 14, 1992

Docket No. 50-461

Illinois Power Company  
ATTN: J. S. Perry  
Vice President  
Clinton Power Station  
Mail Code V-275  
P. O. Box 678  
Clinton, IL 61727

Gentlemen:

On April 29, 1992, the U. S. Department of Labor's Wage and Hour Division in Springfield, Illinois, received a complaint from a former employee of Stone and Webster Engineering, a Illinois Power Company contractor at the Clinton Power Station. The former employee alleged that his layoff was in retaliation because he had raised safety concerns while performing his duties at Clinton Power Station. In response to that complaint, the Wage and Hour Division secured an employee/employer conciliation in a letter dated June 8, 1992.

While we recognize that Stone and Webster Engineering appears to have settled its differences with this individual, NRC must review this matter to determine whether a violation of 10 CFR 50.7 Employee Protection may have occurred. Such a violation, if it occurred, could have a chilling effect on other licensee or contractor personnel in that it might deter them from identifying any nuclear safety related concerns they may have.

Therefore, you are requested to provide this office, within 30 days of the dated of this letter, a response which:

1. Provides the basis for the employment action regarding the former employee and includes a copy of any investigation reports you have regarding the circumstances of the action; and
2. Describes the actions, if any taken or planned to assure that this employment action does not have a chilling effect in discouraging other licensee or contractor employees from raising perceived safety concerns.

After reviewing your response, the NRC will determine whether enforcement action is necessary at this time to ensure compliance regulatory requirements.

Please indicate in your response whether any of the information that you provide should be withheld from public disclosure based on the provisions of 10 CFR 2.790(a). Please cite the specific provision of this regulation that is applicable or other basis for nondisclosure.

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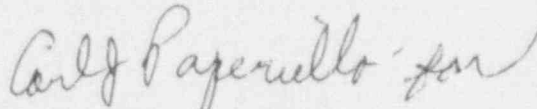
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In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

The responses directed by this letter are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

Sincerely,



A. Bert Davis  
Regional Administrator

Enclosure: As stated

cc w/o enclosure:

J. Cook, Manager, Clinton Power Station

F. Spangenberg, III, Manager -  
Licensing and Safety

DCD/DCB(RIDS)

OC/LFDCB

Resident Inspector, RIII

LPM, NRR

J. McCaffrey, Chief, Public  
Utilities Division

Patricia O'Brien, Governor's  
Office of Consumer Services

S. Zabel, Esquire, Schiff, Hardin,  
& Waite

K. K. Berry, Licensing Services Manager  
General Electric Company

Chairman, DeWitt County Board

Illinois Department of  
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Robert Newmann, Office of Public  
Counsel, State of Illinois Center

Perry SRI