

10/20/83

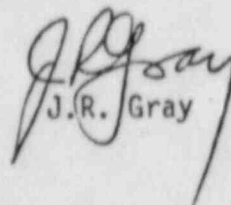
Note to: R. Perch  
From: J.R. Gray  
SUBJECT: AMENDMENT TO LICENSE CONDITION CHANGING DEADLINE FOR ENVIRONMENTAL QUALIFICATION FOR SUSQUEHANNA-1

OELD has been asked to concur in a proposed license amendment which would change the deadline for the environmental qualification of certain equipment at Susquehanna-1. I have two problems with our proposal as expressed in the Notice.

First, the change would require environmental qualification of certain equipment in two years or by the end of the first refueling outage after the NRC comes up with a position on how to qualify the equipment, whichever is later. In essence, the proposed deadline is open-ended. That would not appear to be consistent with the requirements of 10 CFR § 50.49(g) which specify that equipment is to be qualified by the second refueling outage after March 31, 1982 or March 31, 1985, whichever is earlier. Under that regulation, the latest date to which the staff may extend qualification is November 30, 1985.

Second, and apart from the deadline problem noted above, the proposed Notice does not provide the NRC's proposed NSHC finding. Rather, it states what the licensee says about NSHC and indicates that the staff will review licensee's statement. Thus, in essence, the NRC has not made a proposed NSHC finding. The purpose of these notices is, among other things, to set forth the NRC's tentative determination on NSHC. You may adopt the licensee's bases for finding NSHC but it must be an NRC finding. The proposed notice is deficient in this regard.

Because of these problems, we are not prepared to concur in this proposed notice at this time.

  
J.R. Gray

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