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LB#2 Rdg
DEisenhut
ASchwencer
MRushbrook
RTedesco
RVollmer
TMurley
RMattson
RHartfield, MPA
WJohnston
OELD
OIE (3)
CWoodhead (ELD)
RFBurnett (DSF)

bcc:
TERA
NRC/PDR
L/PDR
NSIC
TIC
ACRS (16)

Docket Nos.: [redacted]
and 50-374

Mr. J. S. Abel
Director of Licensing
Commonwealth Edison Company
Post Office Box 767
Chicago, Illinois 60690

MAY 29 1981



Dear Mr. Abel:

Subject: Security Plan Review - Request for Management Appeal for
La Salle County Station, Unit Nos. 1 and 2

In your letter of April 27, 1981, you addressed your concern that an agreement with the staff was not able to be reached concerning locks being changed in protected and vital areas whenever someone with access to keys is terminated. In addition, you stated your position that the problem lies in the definition of the word terminate in the regulation which you interpret as "dismissal for cause". However, the staff has indicated that for anyone terminating employment for any reason, locks in the protected and vital areas for which the employee had access, must be changed. You also indicated that based on discussions with the staff, you understand that locks need not be changed when someone is only transferred within the company. Your understanding is correct. With respect to "termination", you requested a formal NRC management appeal at the appropriate level to review this matter.

The Code of Federal Regulations, 10 CFR 73.55(d)(9), states:

"All keys, locks, combinations and related equipment used to control access to protected and vital areas shall be controlled to reduce the probability of compromise. Whenever there is evidence that any key, lock, combination or related equipment may have been compromised, it shall be changed. Upon termination of employment of any employee, keys, locks, combinations, and related equipment to which that employee had access, shall be changed".

The Commission's Statement of Consideration issued August 1, 1980, at the time the above requirements was published in the Federal Register, contained the following specific language:

"The proposed amendments specified that locks, keys, combinations, and other related equipment used to control access to protected and vital areas be controlled to reduce the probability of compromise and be changed whenever there is evidence that they may have been compromised. An additional requirement to change upon termination of employment of any employee, keys, locks, combinations and related equipment to which that employee has access, has been included".

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Mr. J. S. Abel

- 2 -

We therefore do not find a basis for your view that "terminate" in the context intended by the regulation means "dismissed for cause". The definition of termination is conclusion of employment. Should you feel the need for further discussions on this matter we would be available. Accordingly, contact Mr. A. Bournia, Licensing Project Manager for La Salle (301-492-7200).

Sincerely,

Original signed by
Darrell G. Eisenhut

Darrell G. Eisenhut, Director
Division of Licensing

cc: See next page

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OFFICE ▶	DL:LB#2	ELD	DSF	LB#2	DL:AD/L	DK:DIR
SURNAME ▶	ABournia/ys	*CWoodhead	*RFBurnett	*ASchwencer	*RTedesco	DGEisenhut
DATE ▶	5/24/81	5/ /81	5/ /81	5/ /81	5/ /81	5/28/81

Mr. J. S. Abel

- 2 -

We therefore do not find a basis for your view that "terminate" in the context intended by the regulation means "dismissed for cause". The definition of termination is conclusion of employment. Should you feel the need for further discussions on this matter we would be available. Accordingly, contact Mr. A. Bournia, Licensing Project Manager for La Salle (301-492-7200).

Sincerely,

Darrll G. Eisenhut, Director
Division of Licensing

cc: See next page

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*received oral
concurrency
from*

OFFICE ▶	LB#2	ELD	DSF G. McCorkle/for	LB#2	DL: [initials]/L	DL:DIR
SURNAME ▶	ABournia/ys	*CWoodhead	RFBurnett	ASchwencer	RIedesco	DGEisenhut
DATE ▶	5/21/81	5/ /81	5/21/81	5/21/81	5/20/81	5/ /81

Mr. J. S. Abel
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