



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION II
ATLANTA FEDERAL CENTER
61 FORSYTH STREET, SW, SUITE 23T85
ATLANTA, GEORGIA 30303-3415

January 6, 1998

[REDACTED] 1C
SUBJECT: ALLEGATION NO. RII-1997-A-0242

Dear [REDACTED]

This is in reference to our November 19, 1997, letter which indicated that we would initiate action to review your concerns related to the [REDACTED] 1C

[REDACTED] procedures which were not yet approved. The NRC has completed its follow up in response to this concern you brought to our attention on November 12, 1997. The attachment to this letter lists your concern and describes how the NRC resolved the concern you raised.

Thank you for informing us of your concerns. We feel that our review has been responsive to those concerns. We take our safety responsibilities to the public very seriously and will continue to do so within the bounds of our lawful authority. Unless the NRC receives additional information that suggests that our conclusions should be altered, we plan no further action on this matter. Should you have any additional questions, or if I can be of further assistance in this matter, you may contact me at 800-577-8510 or 404-562-4638 or by mail at P. O. Box 845, Atlanta, Georgia 30301.

Sincerely,

Thomas A. Peebles, Chief Operator
Licensing and Human Performance

Enclosure: As stated

CERTIFIED MAIL NO. Z-238-518-149
RETURN RECEIPT REQUESTED

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FOIA- 2001-0130

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ALLEGATION EVALUATION REPORT

ALLEGATION RII-1997-A-0242

ALLEGED IMPROPER TERMINATION OF OPERATOR LICENSE
DUE TO EXAMINATION FAILURE

SHEARON HARRIS NUCLEAR PLANT

DOCKET NOS. 50-237 AND 50-238

ALLEGATION:

The allegor stated that he had a concern related to the training departments practices at the Shearon Harris Nuclear Plant. The allegor was concerned that his licens

The last quiz contained test items concerning the
The allegor stated that

DISCUSSION:

Title 10, Section 55.59(a), of the *Code of Federal Regulations* requires licensed operators and senior operators to complete a requalification program developed by the facility licensee. §55.55 Expiration. (a) states that "Each operator license and senior license operator license expires six years after the date of issuance, upon termination of employment with the facility licensee, or upon determination by the facility licensee that the licensed individual no longer needs to maintain a license." §55.59 (c)(3)(ii) states that "Each licensed operator and senior operator is cognizant of facility design changes, procedure changes, and facility license changes." The requalification programs are designed by the facility training departments based on needs of the facility and needs of the operators.

CONCLUSION:

Based on the information provided we were unable to substantiate the allegation because it is within the facility licensee's purview to determine what information is or is not testable during the requalification program. In addition, it is under the discretion of the facility licensee to determine who shall or shall not hold a license to operate their facility. A facility licensee can terminate an operator's license at any time. There were no violations or deviations from regulatory requirements because the facility licensee has the right to terminate an operator's license if they deem it no longer necessary. This allegation is considered closed.

Enclosure