



**Consumers
Power
Company**

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AGENCY NUMBER **PR-7072 et al.**
PROPOSED RULE **(50 FR 34708) (3)**

Kenneth W Berry
Director
Nuclear Licensing

November 5, 1985



Mr Samuel J Chilk
Secretary of the Commission
US Nuclear Regulatory Commission
Washington, D C 20555

Attention: Docketing and Service Branch

Consumers Power Company appreciates this opportunity to comment on the proposed changes to the safeguards reporting requirements (10CFR Parts 70, 72, 73, and 74) that were published on August 27, 1985 (50 Federal Register 34710).

As a member of the Physical Security Coordinating Group, Consumers Power Company endorses the position taken by the Group with regard to the proposed rules. The additional comments provided below have been provided by Consumers Power personnel that are responsible for the physical security at our operating nuclear power plants and are specific to Consumers Power Company.

Proposed Changes to Safeguards Reporting Requirements

Comment No. 1 - 10CFR 73.71(c)(2)

Requiring all security log entries to be reported each quarter will significantly increase the cost of implementation without providing a concomitant increase in the level of security at the plant or in the level of protection to the health and safety of the public. Since the events described in this paragraph are of a relative minor nature, all truly significant events having been reported, it should suffice to have the safeguards log book available for inspection at the plant.

Comment No. 2 - 10CFR 73.71 Appendix G I(a)(3)

What constitutes "Interruption of normal operation" is vague and would allow subjective interpretation by an inspector.

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Acknowledged by card.....

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Comment No. 3 - 10CFR 73.71 Appendix G I(b)

It is difficult to determine from the wording of this paragraph if an incident for which proper compensatory measures have been taken is or is not reportable.

Comment No. 4 - 10CFR 73.71 Appendix G II(b)

As written this paragraph would require any safeguards event, no matter how insignificant, to be recorded. A literal interpretation of this paragraph will result in a substantial increase in the number of logged events and will leave licensees open to NRC enforcement action for relatively minor problems.

General Comment

Although Regulatory Guide 5.62, Revision 1, was not included in this package for review, we wish to provide these additional comments since this Guide will be used by inspectors in assessing the licensee's level of compliance with the proposed rule.

The list of one hour reportable events provided in Revision 1 of Reg. Guide 5.62 has more than doubled from the number of reportable events listed in Revision 0 to the Reg. Guide. In addition, the statement that "this list should not be considered all-inclusive" has been added to Revision 2 of the Reg. Guide. Thus the wording of Revision 1 to Reg. Guide 5.62 seems to be contrary to the stated purpose for revision of this regulation, ie, (1) lessen the workload for the NRC and licensees by reducing the number of reportable events, and (2) provide clarification of the events required to be reported.

Consumers Power Company agrees with the NRC concerning the need to clarify the reporting requirements for safeguards events. Accordingly, the preceding comments have been provided in the interest of achieving this objective.

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Director, Nuclear Licensing