



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
631 PARK AVENUE
KING OF PRUSSIA, PENNSYLVANIA 19406

JAN 3 1980

Mr. Stanley Fink
Speaker, New York State Assembly
The Assembly
State of New York
Albany, New York

Dear Mr. Fink:

This is in response to your letter of November 2, 1979 to former Chairman, Joseph Hendrie, regarding your concern over the charges of "lax security" at Indian Point Nuclear Power Station.

Many of the events involving the physical protection program at Indian Point cited in the newspaper reports, that have come to our attention, occurred at different times over a period of several months and were made known to the NRC at the time of occurrence. They were either reported to the NRC by the licensees or they were identified during our routine inspection program. Where the event resulted in an item of noncompliance that required the licensee to take corrective action, appropriate action was taken and subsequently verified by the NRC.

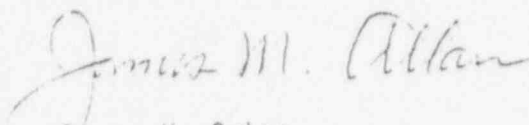
As a result of and in response to the publication of the newspaper reports, special inspections of the physical protection programs at Indian Point 2 (Consolidated Edison Co.) and Indian Point 3 (Power Authority of the State of New York) were conducted. These inspections identified additional deficiencies which required corrective actions that subsequently have been implemented. In addition, both licensees performed independent audits of their physical protection programs, the results of which concurred with the findings of the special NRC inspections. A significant finding of the special inspections and the audits was that there was a need to improve the effectiveness of the management controls for the physical protection program including the inadequate and often inaccurate record keeping system. Corrective actions have been taken and are continuing to be taken at both reactor sites.

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Concurrently with the special inspections, the NRC initiated an investigation into the allegations of fraudulent training records. This investigation is still in progress. In response to your request, a copy of the final investigation report will be forwarded to you when the investigation is completed.

Based on the results of our inspections to date, we have concluded that at no time, either prior to or following the publication of the newspaper reports, have the physical protection programs at either Indian Point, Unit 2 or Unit 3 not been effective programs, capable of protecting the nuclear power reactor from an act of industrial sabotage as required by the Code of Federal Regulations.

Sincerely,


James M. Allan
Boyce H. Grier
Director