



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
611 RYAN PLAZA DRIVE, SUITE 400  
ARLINGTON, TEXAS 76011-4005**

August 4, 2003

Joseph E. Venable  
Vice President Operations  
Waterford 3  
Entergy Operations, Inc.  
17265 River Road  
Killona, Louisiana 70066-0751

**SUBJECT: LICENSED OPERATOR POSITIVE DRUG TEST**

Dear Mr. Venable:

On July 22, 2003, you reported in Event Report 40007, that one of your NRC-licensed operators tested positive for an illegal substance following a fitness-for-duty test. This letter is a request for information pertaining to this occurrence. Within 30 days from the date of this letter, please provide answers to the questions listed in the enclosure to this letter and other records and information on this operator's past fitness-for-duty, which are relevant to this occurrence. Any other information that you think is pertinent or useful regarding this occurrence would also be appreciated. We request that any personal privacy, proprietary, or safeguards information in your response be provided in a separate attachment and appropriately marked. The affidavit required by 10 CFR 2.790(b) must accompany your response, where applicable.

You should determine whether the operator meets the requirements of 10 CFR 55.33(a)(1). You should ensure that (1) the operator meets the general health requirements of ANSI/ANS-3.4-1983, (2) the operator does not have a disqualifying condition under Section 5.3 of that standard, and (3) documentation describing the designated physician's conclusion that the operator meets the requirements of ANSI/ANS-3.4-1983 is available for review by the NRC. If a conditional license is requested in accordance with 10 CFR 55.25, that condition should be documented on NRC Form 396 and transmitted to the NRC.

If you determine that the operator no longer meets the medical qualifications described in 10 CFR 55.33(a)(1), then, in accordance with 10 CFR 55.25 you should notify the NRC via letter of the operator's incapacitation. For example, you must notify the NRC if you determine, based on your employee assistance program in consultation with your designated physician, that the operator can no longer meet the medical criteria of ANSI/ANS-3.4-1983.

The NRC will evaluate the information in your reply to this letter to determine if further action is warranted pursuant to 10 CFR Parts 50 or 55. The information supplied will be maintained in Privacy Act System of Records, NRC-16, "Facility Operator Licensees Records Files," and will be subject to the Privacy Act.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

If you have any questions please feel free to contact Mr. Paul C. Gage, Chief, Operations Branch, at (817)860-8273. Your cooperation is appreciated.

Sincerely,

/RA/

Anthony T. Gody, Director  
Division of Reactor Safety

Docket: 50-382  
License: NPF-38

cc:  
Senior Vice President and  
Chief Operating Officer  
Entergy Operations, Inc.  
P.O. Box 31995  
Jackson, Mississippi 39286-1995

Vice President, Operations Support  
Entergy Operations, Inc.  
P.O. Box 31995  
Jackson, Mississippi 39286-1995

Wise, Carter, Child & Caraway  
P.O. Box 651  
Jackson, Mississippi 39205

General Manager, Plant Operations  
Waterford 3 SES  
Entergy Operations, Inc.  
17265 River Road  
Killona, Louisiana 70066-0751

Manager - Licensing Manager  
Waterford 3 SES  
Entergy Operations, Inc.  
17265 River Road  
Killona, Louisiana 70066-0751

Chairman

Entergy Operations, Inc.

-3-

Louisiana Public Service Commission  
P.O. Box 91154  
Baton Rouge, Louisiana 70821-9154

Director, Nuclear Safety &  
Regulatory Affairs  
Waterford 3 SES  
Entergy Operations, Inc.  
17265 River Road  
Killona, Louisiana 70066-0751

Michael E. Henry, State Liaison Officer  
Department of Environmental Quality  
Permits Division  
P.O. Box 4313  
Baton Rouge, Louisiana 70821-4313

Parish President  
St. Charles Parish  
P.O. Box 302  
Hahnville, Louisiana 70057

Winston & Strawn  
1400 L Street, N.W.  
Washington, D.C. 20005-3502

Electronic distribution by RIV:

Acting Regional Administrator **(TPG)**

DRP Director **(ATH)**

Acting DRS Director **(ATG)**

Senior Resident Inspector **(TRF)**

Branch Chief, DRP/E **(WBJ)**

Senior Project Engineer, DRP/E **(VGG)**

Staff Chief, DRP/TSS **(PHH)**

RITS Coordinator **(NBH)**

Dave Trimble, IOHS

LAHurley, OB

ADAMS: ☐ Yes ☐ No Initials: \_\_\_\_\_

☐ Publicly Available ☐ Non-Publicly Available ☐ Sensitive ☐ Non-Sensitive

S:\DRS\OB\ADMIN\Fitness-for-Duty\W3 final\W3 ffd positive.wpd

C:OB	C:PBE	ACES	C:IOHS	D:DRS
PCGage/lmb	WBJones	GSanborn	DTrimble	ATGody
/RA/	/RA/	/RA/	/RA/ E	/RA/
08/01/03	08/01/03	08/04/03	08/04/03	08/04/03

OFFICIAL RECORD COPY

T=Telephone

E=E-mail

F=Fax

## **ENCLOSURE**

### **LICENSED OPERATOR FITNESS-FOR-DUTY QUESTIONNAIRE**

Entergy Operations, Inc., is requested to provide the following information concerning the fitness-for-duty occurrence of July 22, 2003 (Event Report 40007), regarding the involved licensed operator:

1. Name and responsibilities of the operator.
2. A summary of the operator's entire fitness-for-duty testing history. Please include the dates and times the operator was tested, the reasons for the tests (i.e., random, for-cause, or followup), the results of the tests, and the dates that any tests were confirmed positive.
3. A detailed chronology (time line) associated with this event, including all the information developed as a result of your review of the event (e.g., the report documenting your review of this matter, summaries of interviews, etc.).
4. Whether the operator used an illegal substance within the protected area. If so, please provide the details of the circumstances surrounding such use.
5. Whether the operator was at the controls or supervising licensed activities while under the influence of the substance. If so, please provide the details of the operator's performance of licensed duties while under the influence.
6. Whether the operator was involved in procedural errors related to this occurrence. If so, please provide the details of the procedural errors and the consequences of the errors.
7. Your intentions with regard to the operator's resumption of duties under the 10 CFR Parts 50 and 55 licenses, including your plans for followup testing.
8. Any other relevant information, which will facilitate the NRC review of this matter.