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 AUTH. NAME: PIETZ, C.R. AUTHOR AFFILIATION: Carolina Power & Light Co.  
 RECIP. NAME: RECIPIENT AFFILIATION: Document Control Branch (Document Control Desk)

SUBJECT: Responds to NRC ltr re violations noted in insp rept  
 50-261/93-301.C/As: Corporate Occupational Health Unit will  
 revise procedures for license applications & renewals to  
 fully support process of conducting medical exams.

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Carolina Power & Light Company

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SEP 15 1993

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United States Nuclear Regulatory Commission  
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H. B. ROBINSON STEAM ELECTRIC PLANT, UNIT NO. 2  
DOCKET NO. 50-261  
LICENSE NO. DPR-23  
NRC INSPECTION REPORT NO. 50-261/93-301 REPLY TO A NOTICE OF VIOLATION

Gentlemen:

Carolina Power and Light Company hereby provides this reply to the Notice of Violation identified in NRC Inspection Report 50-261/93-301.

Enclosure 1 provides a description of the occurrence, the causal factors and root causes identified for the violation, and a discussion of the corrective actions taken and planned for the occurrence.

Should you have any questions regarding this matter, please contact Mr. D. B. Waters at (803) 383-1802.

Very truly yours,

Charles R. Dietz  
Vice President  
Robinson Nuclear Plant

RDC:lst

cc: Mr. S. D. Ebnetter  
Mr. W. T. Orders  
INPO

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REPLY TO A NOTICE OF VIOLATION

RII-93-301-04:

10 CFR 55.25 states "If, during the term of the (an operator's) license, the licensee develops a physical or mental condition that causes the licensee to fail to meet the requirements of 55.21 of this part, the facility licensee shall notify the Commission within 30 days of learning of the diagnosis. For conditions for which a conditional license (as described in 55.33(b) of this part) is requested, the facility licensee shall provide medical certification of Form NRC 396 to the Commission (as described in 55.23 of this part)." Also, 10 CFR 50.74 states "Each (facility) licensee shall notify the Commission in accordance with 50.4 within 30 days of the following in regard to a licensed operator or senior operator:...(c) Disability or illness as described in 55.25 of this chapter."

Contrary to the above, on July 17, 1989, July 25, 1989, January 6, 1993, February 15, 1993, and March 17, 1993, the facility licensee's physician made the determination that each of five operator's eyesight no longer met the minimum standards required by 55.33 (a)(1) as measured by the standards of ANSI/ANS-3.4-1983. Subsequently, the facility licensee, in each case, failed to notify the Commission of the change in medical status of these Operators within 30 days as required by 10 CFR 55.25 and 10 CFR 50.74.

REPLY

CP&L acknowledges that the violation occurred as described.

1. The Reason for the Violation

This violation is attributed to an inadequacy in CP&L procedures for NRC License Applications and Renewals. These procedures require the Occupational Health Unit to review all medical examinations and perform the required notifications to H. B. Robinson plant management and the site Regulatory Compliance Unit. This process did not provide adequate methodology for expedient notification to the site of Operator medical status changes such that the notifications to the NRC could be made within the required time period.

2. The Corrective Steps That Have Been Taken and the Results Achieved

The reports of changes in the medical status of the identified licensees were submitted to the NRC as required. Adverse Condition Report 93-128 was initiated to evaluate this concern and to identify recommended corrective actions.

3. The Corrective Steps That Will Be Taken to Avoid Further Violations

The Corporate Occupational Health Unit will revise procedures for License Applications and Renewals to fully support the process of conducting medical examinations and reporting any medical status changes. The revised process will require the physician performing the medical examination to determine if ANSI requirements are met and submit a medical statement directly to the plant. This process will allow notification to the Commission of any change in medical status of Operators to be made within 30 days as required by 10 CFR 55.25 and 10 CFR 50.74.

4. The Date When Full Compliance Will Be Achieved

Full compliance will be achieved by December 1, 1993.