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DUKE POWER

December 30, 1994

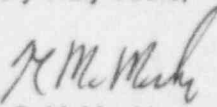
U. S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, D.C. 20555

Subject: McGuire Nuclear Station, Units 1 and 2
Docket Nos. 50-369 and 50-370
NRC Inspection Report No. 50-369, 370/94-17
Violation 50-369, 370/94-17-01 and 50-369, 370/94-17-02
Reply to a Notice of Violation

Gentlemen:

Enclosed is a response to a Notice of Violation dated November 22, 1994 concerning failure to notify the NRC within thirty days of a change in medical status of an operator and failure of licensed operators to perform a complete plant tour when reactivating a license. Should there be any questions concerning this response, contact Randy Cross at (704) 875-4179.

Very Truly Yours,


T. C. McMeekin

Attachment

xc: (w/attachment)

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Mr. George Maxwell
Senior Resident Inspector
McGuire Nuclear Station

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U. S. Nuclear Regulatory Commission
December 30, 1994

bxc: (w/attachment)

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**McGuire Nuclear Station
Reply to a Notice of Violation**

Violation 50-369, 370/94-17-01

- A. 10 CFR 55.25 states, "If during the term of the license, the licensee develops a physical or mental condition that causes the licensee to fail to meet the requirements of 10 CFR 55.21 of this part, the facility licensee shall notify the Commission within 30 days of learning of the diagnosis." 10 CFR 50.74 states in part, "Each licensee shall notify the Commission in accordance with 10 CFR 50.4 within 30 days of the following in regard to a licensed operator or senior operator:....(c) Disability or illness as described in 10 CFR 55.25 of this chapter."

Contrary to the above, on February 9, 1994, an NRC licensed operator was given an annual physical in which the licensed operator's eyesight did not meet the minimum standards required by 10 CFR 55.33 (a) (1) as measured by the standards of ANSI/ANS-3.4-1983, and the facility licensee failed to notify the NRC of that change to the operator's medical condition within 30 days.

This is a Severity Level IV violation (Supplement 1).

Reply to Violation 50-369, 370/94-17-01

1. Reason for the violation:

The reason for the violation is Inappropriate Action. The site medical facility nurse failed to recognize the operator had failed the eye exam and therefore, did not notify Operations training staff of the change in the operator's medical condition.

2. Corrective steps that have been taken and the results achieved:

- a. Upon discovery of the error on September 30, 1994, medical personnel notified Operations training staff that the operator had not successfully passed the eye exam administered on February 9, 1994. Upon notification, Operations training staff placed a medical restriction on the qualified operator's list which removed the operator from active duty.
- b. The NRC was notified of the change in the operator's medical status in accordance with 10 CFR 50.74. This corrective action was completed on October 20, 1994.
- c. Medical facility supervision reviewed the incident with all nursing personnel and implemented a double verification for operator medical exams, requiring a second nurse to review the exam results. This corrective action was implemented on October 12, 1994.

No similar events have occurred since implementation of these corrective actions.

3. Corrective steps that will be taken to avoid further violations:

No additional corrective actions are planned.

4. Date when full compliance will be achieved:

McGuire Nuclear Station is now in full compliance.

Violation 50-369, 370/94-17-02

- B. 10 CFR 55.53(e) states, in part, "If a licensee has not been actively performing the functions of an operator or senior operator, the licensee may not resume activities authorized by a license issued under this part except as permitted by paragraph (f) of this section." 10 CFR 55.53(f) states, in part, "If paragraph (e) of this section is not met, before resumption of functions authorized by a license issued under this part, an authorized representative of the facility licensee shall certify the following:..." (2) The licensee has completed a minimum of 40 hours of shift functions under the direction of an operator or senior operator, as appropriate, and in the position to which the individual will be assigned. The 40 hours must have included a complete tour of the plant and all required shift turnover procedures."

Contrary to the above, NRC licensed operators were returned to active status on August 31, 1994, July 6, 1994, and September 23, 1993, without having made a complete tour of the plant. Security logs indicated that one operator entered and exited only the control room while performing the 40 hours of shift function required to return to active status. Security logs for the remaining two operators also failed to show that complete plant tours were performed during the 40 hours of on-shift function required for reactivation of their license.

This is a Severity Level IV violation (Supplement 1).

Reply to Violation 50-369, 370/94-17-02

1. Reason for the violation:

The reason for the violation is Inadequate Procedure. Operations Management Procedure, OMP 12-2, Maintenance of an NRC License, did not adequately address the requirement for licensed operators to perform a complete plant tour prior to returning to active status.

2. Corrective steps that have been taken and the results achieved:

- a. Operations management discussed the failure to perform a complete plant tour with the three operators involved. On December 15, 1994, the operators were removed from active duty.
- b. OMP 12-2 was revised to clearly define management expectations for a complete plant tour. OMP 12-2, Attachment 2, Certification for Return to Active Licensed Duties, now requires signoffs for both auxiliary buildings, turbine buildings and the service building to ensure a complete plant tour is performed. This corrective action was completed on December 14, 1994.
- c. An Operations required reading package was issued to all licensed operators on December 14, 1994 to communicate the changes to OMP 12-2.

3. Corrective steps that will be taken to avoid further violations:

3. Corrective steps that will be taken to avoid further violations:

- a. The Operations required reading package addressed in 2.c above, will be completed by all licensed operators by February 14, 1995.
- b. The operators removed from active duty on December 15, 1994 will be required to complete a plant tour prior to resuming licensed activities.

4. Date when full compliance will be achieved:

McGuire Nuclear Station is now in full compliance.