

## NOTICE OF VIOLATION

Carolina Power and Light Company  
Brunswick Nuclear Plant

Docket Nos. 50-325 and 324  
License Nos. DPR-71 and  
DPR-62

During an NRC inspection conducted from November 13 through November 15, 1996, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, the violation is listed below:

Appendix G to 10 CFR Part 73 (I) (3), Reportable Safeguards Events requires that events that cause, "Interruption of normal operation of a licensee's nuclear power reactor through the unauthorized use of or tampering with its machinery, components, or controls including the security system", be reported to the NRC within one hour.

Paragraph 2.0 of the Physical Security Plan, Revision 0, dated March 15, 1996, requires that, "Plant security procedures are established to provide detailed information to the security force on implementation of plan performance objectives and commitments."

The licensee's Security Instruction OSI-20, "Reporting of Safeguards Events," Revision 15, dated September 12, 1996, Paragraph 4.17 defines tampering as "when used in connection with Appendix G to 10 CFR Part 73, altering for improper purpose or in an improper manner." Paragraph 6.2.9 of Security Instruction, OSI-20, "Reporting of Safeguards Events," requires that events of confirmed tampering of suspicious origin or unauthorized use of safety or security equipment be reported to the NRC within one hour.

Contrary to the above, on November 8, 1996, the licensee failed to report lock tampering events to the NRC within one hour. The first two events were not reported for five hours and forty-six minutes, and the third event was not reported for one hour and 20 minutes.

This is a Severity Level IV Violation (Supplement III).

Pursuant to the provisions of 10 CFR 2.201, Carolina Power and Light is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region II, and a copy to the NRC Resident Inspector at the Brunswick Nuclear Plant, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not

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received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Dated at Atlanta, Georgia  
this 3<sup>rd</sup> day of December 1996