



# SAFEGUARDS INFORMATION

UNITED STATES  
NUCLEAR REGULATORY COMMISSION

REGION II  
101 MARIETTA STREET, N.W., SUITE 2900  
ATLANTA, GEORGIA 30323-0199

April 18, 1997

EA 97-008

EA 97-161

Florida Power Corporation  
Crystal River Energy Complex  
Mr. Roy A. Anderson (SA2A)  
Sr. VP, Nuclear Operations  
ATTN: Mgr., Nuclear Licensing  
15760 West Power Line Street  
Crystal River, FL 34428-6708

SUBJECT: NRC INSPECTION REPORT NO. 50-302/97-03  
NOTICE OF VIOLATION

Dear Mr. Anderson:

This refers to the inspection conducted on March 17-21, 1997, at the Crystal River Nuclear Plant Unit 3 facility. The purpose of the inspection was to determine whether activities authorized by the license were conducted safely and in accordance with NRC requirements. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the enclosed report. The enclosed report presents the results of this inspection.

The areas examined during this inspection are identified in the report. Within these areas, the inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations of activities in progress.

Based on the results of this inspection, the NRC has determined that a violation of NRC requirements occurred. This violation is cited in the enclosed Notice of Violation (Notice) and the circumstances surrounding it are described in detail in the subject inspection report. This violation is of particular concern because three security officers, including a supervisor, deliberately conspired to cover up the loss of a security badge. The NRC expects supervisors to set the standards for employee conduct as well as ensure that subordinate employees comply with Florida Power Corporation and NRC requirements. A copy of the NRC Office of Investigation Synopsis is provided as Enclosure 3.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In preparing your response, we request that you also specifically address the extent of condition of security deficiencies to determine if previously lost or misplaced badges, or badges taken offsite were properly handled in accordance with the provisions outlined in your Physical Security Plan and implementing procedures. The NRC will use your response, in part, to determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

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Additionally, based on the results of this inspection, one apparent violation was identified and is being considered for escalated enforcement action in accordance with the "General Statement of Policy and Procedures for NRC Enforcement Actions" (Enforcement Policy), NUREG-1600. Your continued failure to protect Safeguards Information, which is discussed in Paragraph S4.3 of this report, is of particular concern because the NRC expects licensees to provide lasting and effective corrective actions. The circumstances surrounding this apparent violation, the significance of the issue, and your apparent inadequate corrective action were discussed with members of your staff at the inspection exit meeting on March 21, 1997. As a result, it may not be necessary to conduct a predecisional enforcement conference in order to enable the NRC to make an enforcement decision. However, a Notice of Violation is not presently being issued for these inspection findings. Before the NRC makes its enforcement decision, we are providing you an opportunity to either (1) respond to the apparent violation addressed in this inspection report within 30 days of the date of this letter or (2) request a predecisional enforcement conference. Please contact Paul Fredrickson at (404) 331-3596 within seven days of the date of this letter to notify the NRC of your intended response.


Your response, if you choose to provide one, should be clearly marked as a "Response to An Apparent Violation in Inspection Report No. 50-302/97-03" and should include for the apparent violation: (1) the reason for the apparent violation, or, if contested, the basis for disputing the apparent 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 should be submitted under oath or affirmation and may reference or include previously docketed correspondence, if the correspondence adequately addresses the required response. If an adequate response is not received within the time specified or an extension of time has not been requested by the licensee and granted by the NRC, the NRC will proceed with its enforcement decision or schedule a predecisional enforcement conference.

In addition, please be advised that the characterization of the apparent violation described in the enclosed inspection report may change as a result of further NRC review. You will be advised by separate correspondence of the results of our deliberations on this matter.

The material enclosed herewith contains Safeguards Information as defined in 10 CFR Part 73.21 and its disclosure to unauthorized individuals is prohibited by Section 147 of the Atomic Energy Act of 1954, as amended. Therefore, only the letter, Notice of Violation, and Executive Summary, and Enclosure 3 will be placed in the Public Document Room (PDR). To the extent possible, your responses should not include any personal privacy, proprietary, or safeguards information so that they can be placed in the PDR without redaction.

Sincerely,



 John P. Jaudon, Director  
Division of Reactor Safety

Docket No. 50-302  
License No. DPR-72

Enclosures: (See page 3)

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- Enclosures: 1. Notice of Violation  
2. NRC Inspection Report  
(Safeguards Information)  
3. NRC Office of Investigation Synopsis

cc w/encls:

John P. Cowan, Vice President  
Nuclear Production (SA2C)  
Florida Power Corporation  
Crystal River Energy Complex  
15760 West Power Line Street  
Crystal River, FL 34428-6708

B. J. Hickie, Director  
Nuclear Plant Operations (NA2C)  
Florida Power Corporation  
Crystal River Energy Complex  
15760 West Power Line Street  
Crystal River, FL 34428-6708

cc w/encls 1, 3, & Executive Summary:  
David F. Kunsemiller, Director (SA2A)  
Nuclear Operations Site Support  
Florida Power Corporation  
Crystal River Energy Complex  
15760 West Power Line Street  
Crystal River, FL 34428-6708

R. Alexander Glenn  
Corporate Counsel  
Florida Power Corporation  
MAC - A5A  
P. O. Box 14042  
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Attorney General  
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Tallahassee, FL 32399-0700

(cc w/encls 1, 3, & Executive Summary cont'd - See page 4)

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(cc w/encs 1, 3, & Executive Summary cont'd  
Joe Myers, Director  
Division of Emergency Preparedness  
Department of Community Affairs  
2740 Centerview Drive  
Tallahassee, FL 32399-2100

Chairman  
Board of County Commissioners  
Citrus County  
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Distribution w/encls 1, 3, & Executive Summary:






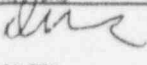
K. Landis, RII  
 L. Raghavan, NRR  
 B. R. Crowley, RII  
 G. Hopper, RII  
 J. Lieberman, OE  
 B. Summers, OE  
 PUBLIC

NRC Resident Inspector  
 U.S. Nuclear Regulatory Comm.  
 6745 N. Tallahassee Road  
 Crystal River, FL 34428

Distribution w/encls:

NRR/DRIS/SB

J. Lieberman, OE (except Encl. 2)  
 B. Summers, OE (except Encl. 2)

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*Per Borsum  
 w/ Landis  
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