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February 21, 1984

Docket No. 50-261

NRC PDR  
Local PDR  
ORB 1 File  
D. Eisenhut  
ORAB  
C. Parrish  
G. Requa

Mr. E. E. Utley, Executive Vice President  
Power Supply & Engineering and Construction  
Carolina Power and Light Company  
Post Office Box 1551  
Raleigh, North Carolina 27602

E. Jordan  
T. Barnhart (4)  
ACRS (10)  
OPA, C. Miles  
NSIC  
J. Taylor  
SECY (w/trans form)  
R. Diggs

Dear Mr. Utley:

SUBJECT: ISSUANCE OF ORDER CONFIRMING COMMITMENTS ON EMERGENCY RESPONSE  
CAPABILITY

The Commission has issued the enclosed Order confirming your commitments to implement the requirements of Supplement 1 to NUREG-0737. This Order is based on commitments contained in your letter dated April 15, 1983, supplemented by letter dated August 24, 1983, in response to the NRC's Generic Letter 82-33 dated December 17, 1982.

A copy of this Order is being filed with the Office of the Federal Register for publication.

Sincerely,

ORIGINAL SIGNED BY

Steven A. Varga, Chief  
Operating Reactors Branch No. 1  
Division of Licensing

Enclosure:  
Order

cc w/enclosure:  
See next page

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PDR ADDOCK 05000261  
F PDR

Note change  
to p. 301  
of order

OFFICE	ORB 1 CParrish	ORB 1 GRequa	ORB 1 SVarga	AD:OR:DL GZarnas	OELBURN S BURNS	D:DL DEisenhut	ORB-5 DML
SURNAME	CParrish	GRequa	SVarga	GZarnas	S BURNS	DEisenhut	DML
DATE	8/23/83	8/30/83	8/30/83	9/2/83	10/4/83	8/11/83	8/30/83



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555

February 21, 1984

Docket No. 50-261

Mr. E. E. Utley, Executive Vice President  
Power Supply & Engineering and Construction  
Carolina Power and Light Company  
Post Office Box 1551  
Raleigh, North Carolina 27602

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A copy of this Order is being filed with the Office of the Federal Register for publication.

Sincerely,

A handwritten signature in cursive script that reads "Steven A. Varga".

Steven A. Varga, Chief  
Operating Reactors Branch No. 1  
Division of Licensing

Enclosure:  
Order

cc w/enclosure:  
See next page

Mr. E. E. Utley  
Carolina Power and Light Company

H. B. Robinson Steam Electric  
Plant 2

cc: G. F. Trowbridge, Esquire  
Shaw, Pittman, Potts and Trowbridge  
1800 M Street, N.W.  
Washington, DC 20036

Regional Radiation Representative  
EPA Region IV  
345 Courtland Street, N.E.  
Atlanta, GA 30308

Mr. McCuen Morrell, Chairman  
Darlington County Board of Supervisors  
County Courthouse  
Darlington, South Carolina 29535

State Clearinghouse  
Division of Policy Development  
116 West Jones Street  
Raleigh, North Carolina 27603

Attorney General  
Department of Justice  
Justice Building  
Raleigh, North Carolina 27602

U.S. Nuclear Regulatory Commission  
Resident Inspector's Office  
H. B. Robinson Steam Electric Plant  
Route 5, Box 266-1A  
Hartsville, South Carolina 29550

James P. O'Reilly  
Regional Administrator - Region II  
U.S. Nuclear Regulatory Commission  
101 Marietta Street  
Atlanta, GA 30303

Mr. R. Morgan  
General Manager  
H. B. Robinson Steam Electric Plant  
Post Office Box 790  
Hartsville, South Carolina 29550



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accident. The requirements are set forth in NUREG-0737, "Clarification of TMI Action Plan Requirements," and in Supplement 1 to NUREG-0737, "Requirements for Emergency Response Capability." Among these requirements are a number of items consisting of emergency response facility operability, emergency procedure implementation, addition of instrumentation, possible control room design modifications, and specific information to be submitted.

On December 17, 1982, a letter (Generic Letter 82-33) was sent to all licensees of operating reactors, applicants for operating licenses, and holders of construction permits enclosing Supplement 1 to NUREG-0737. In this letter operating reactor licensees and holders of construction permits were requested to furnish the following information, pursuant to 10 CFR 50.54(f), no later than April 15, 1983:

- (1) A proposed schedule for completing each of the basic requirements for the items identified in Supplement 1 to NUREG-0737, and
- (2) A description of plans for phased implementation and integration of emergency response activities including training.

### III.

CP&L responded to Generic Letter 82-33 by letter dated April 15, 1983. By letter dated August 24, 1983, CP&L modified several dates as a result of negotiations with the NRC staff. In these submittals, CP&L made commitments to complete the basic requirements. The attached Table summarizing CP&L's schedular commitments or status that was developed by the NRC staff from the Generic Letter and the information provided by CP&L.

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CP&L's commitments include (1) dates for providing required submittals to the NRC, (2) dates for implementing certain requirements, and (3) a schedule for providing implementation dates for other requirements. These latter implementation dates will be reviewed, negotiated and confirmed by a subsequent order.

The NRC staff reviewed CP&L's April 15, 1983 letter and entered into negotiations with the licensee regarding schedules for meeting the requirements of Supplement 1 to NUREG-0737. As a result of these negotiations, the licensee modified certain dates by letter dated August 24, 1983. The NRC staff finds that the modified dates are reasonable, achievable dates for meeting the Commission requirements. The NRC staff concludes that the schedule proposed by the licensee will provide timely upgrading of the licensee's emergency capability.

In view of the foregoing, I have determined that the implementation of CP&L's commitments are required in the interest of the public health and safety and should, therefore, be confirmed by an immediately effective Order.

#### IV.

Accordingly, pursuant to Sections 103, 161i, 161o and 182 of the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR Parts 2 and 50, IT IS HEREBY ORDERED, EFFECTIVE IMMEDIATELY, THAT the licensees shall:

Implement the specific items described in the Attachment to this ORDER in the manner described in CP&L's submittals noted in Section III herein no later than the dates in the Attachment.

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Extensions of time for completing these items may be granted by the Director, Division of Licensing, for good cause shown.

V.

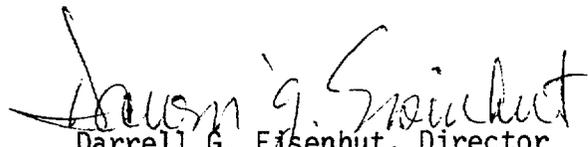
The licensees may request a hearing on this Order within 20 days of the date of publication of this Order in the Federal Register. Any request for a hearing should be addressed to the Director, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. A copy should also be sent to the Executive Legal Director at the same address. A REQUEST FOR HEARING SHALL NOT STAY THE IMMEDIATE EFFECTIVENESS OF THIS ORDER.

If a hearing is to be held, the Commission will issue an Order designating the time and place of any such hearing.

If a hearing is held concerning this Order, the issue to be considered at the hearing shall be whether the licensees should comply with the requirements set forth in Section IV of this Order.

This Order is effective upon issuance.

FOR THE NUCLEAR REGULATORY COMMISSION



Darrell G. Eisenhut, Director  
Division of Licensing  
Office of Nuclear Reactor Regulation

Dated at Bethesda, Maryland,  
this 21st day of February 1984.

Attachment:  
Licensee's Commitments on  
Requirements Specified in  
Supplement 1 to NUREG-0737

LICENSEE'S COMMITMENTS ON SUPPLEMENT 1 TO NUREG-0737

TITLE	REQUIREMENT	LICENSEE'S COMPLETION SCHEDULE (OR STATUS)
1. Safety Parameter Display System (SPDS)	1a. Submit a safety analysis and an implementation plan to the NRC.	December 1984
	1b. SPDS fully operational and operators trained.	Schedule to be provided in December 1984
2. Detailed Control Room Design Review (DCRDR)	2a. Submit a program plan to the NRC.	December 1984
	2b. Submit a summary report to the NRC including a proposed schedule for implementation.	Schedule to be provided in December 1984
3. Regulatory Guide 1.97 - Application to Emergency Response Facilities	3a. Submit a report to the NRC describing how the requirements of Supplement 1 to NUREG-0737 have been or will be met.	December 1984
	3b. Implement (installation or upgrade) requirements.	Schedule to be provided in December 1984

LICENSEE'S COMMITMENTS ON SUPPLEMENT 1 TO NUREG-0737

TITLE	REQUIREMENT	LICENSEE'S COMPLETION SCHEDULE (OR STATUS)
4. Upgrade Emergency Operating Procedures (EOPs)	4a. Submit a Procedures Generation Package to the NRC:	Two months after final information is received by CP&L from the Owners Group (approximate date March 1984)
	4b. Implement the upgraded EOPs.	By end of steam generator repair outage scheduled to begin in June 1984.
5. Emergency Response Facilities	5a. Technical Support Center fully functional.	Fully functional date to be provided in December 1984.*
	5b. Operational Support Center fully functional.	Complete
	5c. Emergency Operations Facility fully functional.	Fully functional date to be provided in December 1984.*

\*The licensee's letter of April 15, 1983 provided major milestones for building completion, however, the fully operational date cannot be determined until the operational dates of items above can be established such as 1 and 3.