

August 15, 1988

Docket No. 50-261

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

Dear Mr. Utley:

SUBJECT: TRANSMITTAL OF NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENT
 TO FACILITY OPERATING LICENSE AND OPPORTUNITY FOR HEARING FOR
 H. B. ROBINSON STEAM ELECTRIC PLANT, UNIT NO. 2 (TAC NO. 68988)

The Nuclear Regulatory Commission has requested the Office of Federal Register to publish the enclosed "Notice of Consideration of Issuance of Amendment to Facility Operating License and Opportunity for Hearing."

This notice relates to your application for amendment dated July 26, 1988 that would change Technical Specification Sections 2.3.1 and 3.1.3 with regard to certain reactor parameters to reflect the correct reactor coolant loop resistance temperature detector (RTD) system response time and to support the elimination of the RTD bypass system.

Sincerely,



Ronnie H. Lo, Senior Project Manager
 Project Directorate II-1
 Division of Reactor Projects I/II

Enclosure:
 Notice

cc w/enclosures:
 See next page

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

H. B. Robinson 2

cc:

Mr. R. E. Jones, General Counsel
Carolina Power & Light Company
P. O. Box 1551
Raleigh, North Carolina 27602

Mr. Dwayne H. Brown, Chief
Radiation Protection Branch
Division of Facility Services
Department of Human Resources
701 Barbour Drive
Raleigh, North Carolina 27603-2008

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

Mr. Robert P. Gruber
Executive Director
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Mr. H. A. Cole
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Mr. D. E. Hollar
Associate General Counsel
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U.S. Nuclear Regulatory Commission
Resident Inspector's Office
H. B. Robinson Steam Electric Plant
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Hartsville, South Carolina 29550

Regional Administrator, Region II
U.S. Nuclear Regulatory Commission
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Atlanta, Georgia 30323

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

Mr. Avery Upchurch, Chairman
Triangle J Council of Governments
100 Park Drive
Post Office Box 12276
Research Triangle Park, NC 27709

UNITED STATES NUCLEAR REGULATORY COMMISSIONCAROLINA POWER & LIGHT COMPANYDOCKET NO. 50-261NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENTTO FACILITY OPERATING LICENSE ANDOPPORTUNITY FOR HEARING

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-23 issued to Carolina Power & Light Company (the licensee) for operation of the H.B. Robinson Steam Electric Plant, Unit No. 2, located in Darlington County, South Carolina.

The proposed amendment would change the Technical Specifications (TS) of certain reactor parameters in Section 2.3.1 and 3.1.3 to reflect the correct reactor coolant loop resistance temperature detector (RTD) system response time and to support the elimination of the RTD bypass system.

Prior to issuance of the proposed license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations.

By **SEP 15 1988** the licensee may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written request for hearing and a petition for leave to intervene. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board,

designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition, and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR 2.174, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has admitted as a party may amend the petition without requesting leave of the Board up to fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. Contentions shall be limited to matters within the scope of the amendment under consideration. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

A request for a hearing or a petition for leave to intervene shall be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D.C. 20055, Attention: Docketing and Service Branch, or may be delivered to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner or representative for the petitioner so inform the Commission by a toll-free telephone call to Western Union at 1-800-325-6000 (in Missouri 1-800-342-6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to Elinor G. Adensam: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this FEDERAL REGISTER notice. A copy of the petition should also be sent to the Office of General Counsel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to R.E. Jones, General Counsel, Carolina Power & Light Company, P.O. Box 1551, Raleigh, North Carolina, 27602, attorney for the licensee.

Nontimely filings of petition for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the presiding Atomic Safety and Licensing Board, that the petition and/or request shall be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

If a request for hearing is received, the Commission's staff may issue the amendment after it completes its technical review and prior to the completion of any required hearing if it publishes a further notice for public comment of its proposed finding of no significant hazards consideration in accordance with 10 CFR 50.91 and 50.92.

For further details with respect to this action, see the application for amendment dated July 26, 1988, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. 20555, and at the Hartsville Memorial Library, Home and Fifth Avenue, Hartsville, South Carolina 29535.

Dated at Rockville, Maryland, this 9th day of August 1988.

FOR THE NUCLEAR REGULATORY COMMISSION

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Elinor G. Adensam, Director
Project Directorate II-1
Division of Reactor Projects I/II
Office of Nuclear Reactor Regulation

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