

March 11, 1994

Docket No. 50-261

Mr. C. R. Dietz, Vice President
Carolina Power & Light Company
H. B. Robinson Steam Electric Plant,
Unit No. 2
Post Office Box 790
Hartsville, South Carolina 29550-0790

SUBJECT: AMENDMENT TO EXEMPTION FROM CERTAIN REQUIREMENTS OF 10 CFR PART 50,
APPENDIX E, SECTION IV.F.2 - H. B. ROBINSON STEAM ELECTRIC PLANT,
UNIT NO. 2 (TAC NO. M88238)

The Nuclear Regulatory Commission has granted the enclosed Exemption Amendment allowing the licensee a 3-day delay until March 30, 1994, to conduct the onsite portion of the biennial exercise. The Exemption granted by the NRC on December 30, 1993, allowed a delay of the onsite portion of the biennial exercise from November 30, 1993, until the week of March 21, 1994. The Exemption Amendment is being granted in response to your February 21, 1994 request.

A copy of this Exemption Amendment is being forwarded to the Office of the Federal Register for publication.

Sincerely,

ORIGINAL SIGNED BY:

Brenda L. Mozafari, Project Manager
Project Directorate II-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Enclosure:
Exemption Amendment

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*See previous concurrence

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

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Sincerely,

A handwritten signature in cursive script that reads "Brenda Mozafari".

Brenda L. Mozafari, Project Manager
Project Directorate II-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Enclosure:
Exemption Amendment

cc w/enclosure:
See next page

Mr. C. R. Dietz
Carolina Power & Light Company

H. B. Robinson Steam Electric
Plant, Unit No. 2

cc:

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Columbia, South Carolina 29211

UNITED STATES NUCLEAR REGULATORY COMMISSION

In the matter of)	
CAROLINA POWER & LIGHT COMPANY)	Docket No. 50-261
(H. B. Robinson Steam Electric Plant,)	
Unit No. 2))	

EXEMPTION AMENDMENT

I.

Carolina Power & Light Company (CP&L or the licensee) is the holder of Facility Operating License No. DPR-23 that authorizes operation of the H. B. Robinson Steam Electric Plant, Unit No. 2 (HBR), at a steady-state reactor power level not in excess of 2300 megawatts thermal. The facility consists of one pressurized water reactor located at the licensee's site in Darlington County, South Carolina. The license provides, among other things, that it is subject to all rules, regulations and Orders of the Nuclear Regulatory Commission (the Commission or NRC) now or hereafter in effect.

II.

Section 50.54(q) of 10 CFR Part 50 requires a licensee authorized to operate a nuclear power reactor to follow and maintain in effect emergency plans that meet the standards of 10 CFR 50.47(b) and the requirements of Appendix E to 10 CFR Part 50. Section IV.F.2 of Appendix E requires that each licensee annually exercise its emergency plan. Section IV.F.3 of Appendix E requires that each licensee shall exercise with offsite authorities such that the State and local emergency plans are exercised biennially.

The NRC may grant exemptions from the requirements of the regulations which, pursuant to 10 CFR 50.12(a), are (1) authorized by law, will not present an undue risk to the public health and safety, and are consistent with the common defense and security; and (2) present special circumstances. Special circumstances exist when the exemption would result in benefit to the public health and safety that compensates for any decrease in safety that may result from the granting of the exemption (see 10 CFR 50.12(a)(2)(iv)). In addition, special circumstances exist when the exemption would provide only temporary relief from the applicable regulation and the licensee has made a good faith effort to comply with the regulation (see 10 CFR 50.12(a)(2)(v)).

On December 30, 1993, the Commission granted an Exemption to the H. B. Robinson Steam Electric Plant, Unit No. 2, from the requirements of 10 CFR 50.47 and 10 CFR Part 50, Appendix E, Section F.2, to conduct an annual exercise of the Emergency Plan in 1993, and authorized the rescheduling of the annual exercise of the HBR Emergency Plan from November 30, 1993, to the week of March 21, 1994.

By letter dated February 21, 1994, the licensee requested an amendment to the Exemption to allow the the annual emergency preparedness exercise to be conducted on March 30, 1994. The licensee stated that the schedule to conduct the exercise during the week of March 21, 1994, conflicted with scheduled training being conducted by the affected State agencies. In addition, due to the extended forced outage the plant is undergoing, deferral of licensed operator requalification training and examinations has resulted in the unavailability of the plant simulator, which is necessary to support the exercise during the week of March 21, 1994. The Commission's staff has

evaluated the information provided by the licensee to support the amendment to the Exemption and finds the 3-day delay of the annual exercise is acceptable.

Accordingly, the Commission has determined that, pursuant to 10 CFR 50.12, the Exemption Amendment as requested by the licensee's letter dated February 21, 1994, as discussed above, is authorized by law and will not endanger life or property and is otherwise in the public interest.

Furthermore, the Commission hereby grants an Exemption Amendment to the Exemption granted on December 30, 1993, and authorizes a delay until March 30, 1994, of the annual emergency preparedness exercise which had been scheduled for the week of March 21, 1994. The amendment to the Exemption is subject to modification by rule, regulation or Order of the Commission.

Pursuant to 10 CFR 51.32, the Commission previously determined on December 28, 1993, that granting the Exemption would have no significant impact on the environment (59 FR 100). The Exemption Amendment does not alter that finding.

This Exemption Amendment is effective upon issuance.

FOR THE NUCLEAR REGULATORY COMMISSION


Steven A. Varga, Director
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Dated at Rockville, Maryland
this 11th day of March 1994

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

March 11, 1994

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B. Mozafari

DOCKET NO.

50-261

MEMORANDUM FOR:

Chief
Regulatory Publications Branch
Division of Freedom of Information and Publications Services
Office of Administration and Resources Management

FROM:

Office of Nuclear Reactor Regulation

SUBJECT:

Exemption Amendment

One signed original of the *Federal Register* Notice identified below is enclosed for your transmittal to the Office of the Federal Register for publication. Additional conformed copies (5) of the Notice are enclosed for your use.

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- Notice of Receipt of Partial Application for Construction Permit(s) and Facility License(s); Time for Submission of Views on Antitrust Matters.
- Notice of Consideration of Issuance of Amendment to Facility Operating License. (Call with ____-day insert date).
- Notice of Receipt of Application for Facility License(s); Notice of Availability of Applicant's Environmental Report; and Notice of Consideration of Issuance of Facility License(s) and Notice of Opportunity for Hearing.
- Notice of Availability of NRC Draft/Final Environmental Statement.
- Notice of Limited Work Authorization.
- Notice of Availability of Safety Evaluation Report.
- Notice of Issuance of Construction Permit(s).
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- Environmental Assessment.
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- Receipt of Petition for Director's Decision Under 10 CFR 2.206.
- Issuance of Final Director's Decision Under 10 CFR 2.206.
- Other: _____

Division of Reactor Projects - I/II

Enclosure:
As stated

Contact: Brenda Mozafari
Phone: 504-2020

OFFICE ▶						
SURNAME ▶						
DATE ▶						



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

March 11, 1994

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B. Mozafari

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Division of Reactor Projects - I/II

Enclosure:
As stated

Contact: Brenda Mozafari
Phone: 504-2020

OFFICE ▶						
SURNAME ▶						
DATE ▶						