

**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION**

July 26, 2005
EN-05-026

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: AmerGen Energy Company, LLC EA-05-100
Three Mile Island, Unit 1
Docket No. 50-289

Subject: ISSUANCE OF FINAL SIGNIFICANCE DETERMINATION AND NOTICE OF
VIOLATION

This is to inform the Commission that one White Significance Determination Process finding will be issued on or about July 29, 2005, to AmerGen Energy Company as a result of inspections at Three Mile Island, Unit 1 (TMI). This White finding, an issue of low to moderate safety significance, which may require additional NRC inspections, involved the licensee's failure to ensure that members of its Emergency Response Organization (ERO), including key responders, received the required annual radiological response classroom retraining necessary to maintain familiarity with their specific ERO duties. Specifically, approximately 50 percent of the ERO did not receive the required annual training and would not have been considered qualified to respond to a radiological emergency for an approximate five-month period (June - November 2004).

A Notice of Violation is included based on a violation of 10 CFR 50.47(b)(15) which requires that a licensee provide radiological emergency response training to those who may be called on to assist in an emergency. In accordance with the NRC Enforcement Policy, the Notice of Violation is considered an escalated enforcement action because it is associated with a White finding.

It should be noted that the licensee has not been specifically informed of the regulatory action. The schedule of issuance and notification is:

Mailing of Final Significance Determination	July 29, 2005
Telephone Notification of Licensee	July 29, 2005

The Commonwealth of Pennsylvania will be informed.

Contacts: D. Starkey, OE, 301-415-3456 C. Nolan, OE, 301-415-3360

**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION**

**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION**

Distribution:

<u>OWFN</u>	<u>OWFN</u>	<u>TWFN</u>	<u>Regional Offices</u>	
Chairman Diaz	EDO	OCFO	RI	RII
Comm. McGaffigan	DEDR	OP CENTER	RIII	RIV
Comm. Merrifield	DEDE	NMSS		
Comm. Lyons	OE	OIG		
Comm. Jaczko	OGC	OCIO	<u>MAIL</u>	
	NRR	RES	ADAMS	
SECY	NSIR	ACRS		
OCA	OI			
PA	SP			
IP				

File Name: C:\MyFiles\Copies\RN-05-026.TMI.drs.wpd
ADAMS: ML

ADAMS ACN ML052070625

OE:ES	OE:C
DStarkey	CNolan
07/26/05	7/26/05

**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION**