

ENCLOSURE 1

NOTICE OF VIOLATION

Carolina Power and Light Company  
H. B. Robinson Steam Electric Plant

Docket No. 50-261  
License No. DPR-23

During an NRC inspection conducted on July 19 - 23, 1993, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, the violation is listed below:

10 CFR 55.25 states "If, during the term of the (an operator's) license, the licensee develops a physical or mental condition that causes the licensee to fail to meet the requirements of § 55.21 of this part, the facility licensee shall notify the Commission within 30 days of learning of the diagnosis. For conditions for which a conditional license (as described in § 55.33(b) of this part) is requested, the facility licensee shall provide medical certification of Form NRC 396 to the Commission (as described in § 55.23 of this part)." Also, 10 CFR 50.74 states "Each (facility) licensee shall notify the Commission in accordance with § 50.4 within 30 days of the following in regard to a licensed operator or senior operator: ... (c) Disability or illness as described in § 55.25 of this chapter."

Contrary to the above, on July 17, 1989; July 25, 1989; January 6, 1993; February 15, 1993; and March 17, 1993, the facility licensee's physician made the determination that each of five operator's eyesight no longer met the minimum standards required by 55.33 (a)(1) as measured by the standards of ANSI/ANS-3.4-1983. Subsequently, the facility licensee, in each case, failed to notify the Commission of the change in medical status of these operators within 30 days as required by 10 CFR 55.25 and 10 CFR 50.74.

This is a Severity Level IV violation (Supplement VII.D)

Pursuant to the provisions of 10 CFR 2.201, Carolina Power and Light Company is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region II, and a copy to the NRC Resident Inspector at the facility that is the subject of this Notice of Violation (Notice), within 30 days of the date of the letter transmitting this Notice. This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or if contested, the basis for disputing the 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

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date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order or demand for information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Dated at Atlanta, Georgia  
this , 7<sup>th</sup> day of August 1993