



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, ILLINOIS 60532-4352

October 18, 2018

IA-18-035

Mr. Craig A. Schneider
[HOME ADDRESS DELETED]
[UNDER 10 CFR 2.390(a)]

SUBJECT: NOTICE OF VIOLATION

Dear Mr. Schneider:

This letter refers to the U.S. Nuclear Regulatory Commission (NRC) discussion with you on June 4, 2018, regarding your activities at Exelon Generation Corporation's Quad Cities Nuclear Power Station. Based on the information collected during the discussion, the NRC concluded that you failed to meet a condition of your operator license, and failed to provide necessary information to the licensee, in a timely manner, involving required medical updates.

Based on the results of the discussion with you, the NRC determined that one Severity Level IV violation of NRC requirements occurred as a result of your actions. The violation was evaluated in accordance with the NRC Enforcement Policy. The current Enforcement Policy is included on the NRC's Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violation is cited in the enclosed Notice of Violation (Notice) (Enclosure). The violation involved your failure to follow licensed operator requirements in Title 10 of the *Code of Federal Regulations* (CFR), Part 55.53(d), which requires that the license is subject to and the licensee shall observe, all applicable rules, regulations, and orders of the Commission. Your operator license stated, in part, while performing licensed duties, you shall observe the operating procedures and other conditions in the facility license authorizing operation of the facility. The facility licensee's procedure regarding NRC license and medical requirements stated that the individual licensee (licensed reactor operator) is responsible for notifying the facility licensee of changes in health status. Between December 20, 2016, and November 27, 2017, you failed to notify the facility licensee [Quad Cities Nuclear Power Station] of your required use of a medical device as prescribed by your personal physician and thereby failed to comply with a condition of your operator's license. It should be noted that, during the time duration in question, the therapeutic device was being used as prescribed by your personal physician.

Once the Quad Cities Nuclear Power Station identified that you had a medical condition that required a license amendment, they implemented corrective actions that included: (1) notifying the NRC in accordance with 10 CFR 55.25 and 50.74; (2) holding face-to-face briefings with all licensed operators on reporting changes in medical status in accordance with OP-AA-105-101; (3) revising the license maintenance training materials presented annually and changed to have the site nurse present the medical requirement portion of the training ; and (4) performing an in-depth medical record review of existing medical conditions of licensed operators.

The NRC concluded that information regarding the reason for the violation, and the corrective actions to correct the violation and prevent recurrence are already addressed on the docket in this letter. Therefore, you are not required to respond to this letter unless the description in this letter does not accurately reflect the corrective actions or your position. In that case, if you choose to provide additional information, you should follow the instructions specified in the Notice. If you decide to provide additional information, it should be sent to the NRC within 30 days of the date of this letter. In addition, after 45 days from the date of this letter, a copy of this letter and its enclosure will be made available to the public, unless you provide a sufficient basis to withdraw the violation.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and your response, if you choose to provide one, will be made available electronically for public inspection, in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>, unless you provide a sufficient basis to withdraw the violation within the 30 days specified above for responding to this Notice of Violation. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

In addition, this letter will be maintained by the Office of Enforcement in an NRC Privacy Act system of records, NRC-3, Enforcement Actions Against Individuals. This system, which is not publicly accessible, includes all records pertaining to individuals who are being or have been considered for enforcement action, whether such action was taken or not. The NRC-3 system notice, which provides detailed information about this system of records, can be accessed from the NRC Web site at <http://www.nrc.gov/reading-rm/foia/privacy-systems.html>.

If you have any questions concerning this matter, please contact Mr. Robert Orlikowski of my staff at 630-829-9834.

Sincerely,

/RA/

Kenneth G. O'Brien, Director
Division of Reactor Safety

Docket No. 55-33939
License No. SOP-500480

Enclosure:
Notice of Violation

Letter to Craig A. Schneider from Kenneth G. O'Brien dated October 18, 2018.

SUBJECT: NOTICE OF VIOLATION

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NOTICE OF VIOLATION

Mr. Craig A. Schneider
[HOME ADDRESS DELETED]
[UNDER 10 CFR 2.390(a)]

Docket No. 55-33939
License No. SOP-500480
IA-18-035

During a Nuclear Regulatory Commission (NRC) inspection completed on June 4, 2018, one violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

Title 10 of the *Code of Federal Regulations*, Part 55.3 requires that a person must be authorized by a license issued by the Commission to perform the function of an operator or senior operator as defined in this part.

Operator License No. SOP-500480 states, in part, that while performing licensed duties, you shall observe the operating procedures and other conditions in the facility license authorizing operation of the facility.

Quad Cities Technical Specification Section 5.4.1(a), Administrative Controls, states, that written procedures shall be established, implemented, and maintained covering the following activities: (a) The applicable procedures recommended in Regulatory Guide 1.33, revision 2, Appendix A, February 1978.

Regulatory Guide 1.33, revision 2, Appendix A, Section 1.b, "Administrative Procedures," addresses "Authorities and Responsibilities for Safe Operation and Shutdown."

Quad Cities Procedure OP-AA-105-101, Revision 21, is one of the licensee's administrative procedures that addresses safe operation and shutdown through ensuring licensed operators meet license and medical requirements. Section 3.4, states, in part, that reporting changes to license status is the responsibility of the individual licensee including notification to the Licensee's [licensed operator] supervisor, and OHS [Occupational Health Services] prior to the next scheduled shift.

Quad Cities Procedure OP-AA-105-101, Revision 21, Section 4.5.1, first Note states, in part, that any change in health status shall be reported by the Licensee to OHS so proper evaluation against the ANSI [American National Standards Institute] standard of the impact on the individual's NRC license can be performed.

Quad Cities Procedure OP-AA-105-101, Revision 21, Section 4.5.1, second Note states, in part, that whether the Licensee serves on shift or not, notifications of any change in health status to the NRC need to be evaluated by OHS against the ANSI [American National Standards Institute] standard prior to the next scheduled shift.

Contrary to the above, from December 20, 2016, until November 27, 2017, you, as a part 55 licensee, failed to report a change in health status to OHS prior to the next scheduled shift. Specifically, on December 20, 2016, you were prescribed a medical device for a medical condition and did not notify OHS until November 27, 2017, when providing paperwork to support the biennial medical examination. During this time, you performed licensed operator duties on multiple occasions.

This is a Severity Level IV violation (Sections 6.4).

Enclosure

NOTICE OF VIOLATION

The NRC has concluded that information regarding the violation, is already adequately addressed on the docket in the NRC letter transmitting this Notice of Violation (Notice). However, you are required to submit a written statement or explanation pursuant to Title 10 of the *Code of Federal Regulations*, Part 2.201 if the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation; IA-18-035," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555 0001, with a copy to the Regional Administrator, Region III, Suite 210, 2443 Warrenville Road, Lisle, Illinois 60532 within 30 days of the date of the letter transmitting this Notice.

If you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

If you choose to respond, your response will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>, unless you provide a sufficient basis to withdraw these violations within the 30 days specified above for a response to this Notice of Violation. Therefore, to the extent possible, the response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

Dated this 18 day of October, 2018.