

NOTICE OF VIOLATION

Carolina Power and Light Company  
Shearon Harris Unit 1

Docket No. 50-400  
License No. NPF-63  
EA 94-252

During an NRC inspection conducted on November 13 - December 3, 1994, 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:

Technical Specification 6.2.2.b requires that at least one licensed Operator shall be in the control room when fuel is in the reactor.

10 CFR 50.54(m)(2)(iii) requires when a nuclear power unit is in an operational mode other than cold shutdown or refueling, as defined by the unit's Technical Specifications, each licensee shall have a person holding a senior operator license for the nuclear unit in the control room at all times. In addition to this senior operator, for each fueled nuclear power unit, a licensed operator or senior operator shall be present at the controls at all times.

Licensee Operations Management Manual procedure OMM-001, Operations-Conduct of Operations, Step 3.3.1.3.c requires that when the reactor contains fuel, a licensed Reactor Operator (RO) shall always be in the Main Control Room.

Contrary to the above, on November 28, 1994, while operating in Mode 1 (with fuel in the reactor), shift staffing requirements were not met in that, for approximately four minutes, no licensed ROs were in the Main Control Room. Consequently, the only licensed individual present in the Main Control Room for that period was one SRO rather than the minimum required staff of one SRO and one RO. (01014)

This is a Severity Level IV Violation (Supplement I).

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 Shearon Harris facility within 30 days of the date of the letter transmitting this Notice of Violation (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 date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the

Enclosure

required response. If an adequate reply is not received within the time specified in this Notice, an order or a 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 27<sup>th</sup> day of January, 1995