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APR 17 1992

Docket Nos. 50-325, 50-324
License Nos. DPR-71, DPR-62

Carolina Power and Light Company
ATTN: Mr. K. A. Watson
Senior Vice President
Nuclear Generation
P. O. Box 1551
Raleigh, NC 27602

Gentlemen:

SUBJECT: NOTICE OF VIOLATION
(NRC INSPECTION REPORT NOS. 50-325/92-06 AND 50-324/92-06)

This refers to the special inspection conducted by E. D. Testa, A. T. Boland, and D. A. Seymour of this office during the week of March 9-13, 1992. The inspection included a review of activities authorized for your Brunswick facility. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the report.

The inspection was conducted in the areas of the Radiological Protection Emergency Preparedness, and Radiological Effluent Control Programs. The inspection consisted of a selective examination of procedures and representative records, interviews with personnel, and observation of activities in progress to perform the inspection.

Based on the results of this inspection, certain of your activities related to training for emergency preparedness appeared to be in violation of NRC requirements, as specified in the enclosed Notice of Violation. This violation is similar to violations contained in the Notices sent to you by our letters dated October 31, 1989, and November 25, 1991, and in an Inspection Report sent to you by our letter dated March 26, 1991. This area has not only been addressed in these various enforcement actions, but was also identified to Carolina Power and Light Company (CP&L) management during the last SALP presentation as a "challenge" area. While the recent violation did not result in a significant reduction of the level of safety afforded to the plant or personnel, we are concerned about the violation because it is reflective of repetitive failures by CP&L management to ensure that all personnel assigned emergency responsibilities are trained in their duties as required by your Emergency Plan Training Program. The inadequacies associated with implementation and tracking of Emergency Plan training have existed for some time, indicating that your corrective action program activities have failed to fully identify the scope of training problems and to implement sufficiently comprehensive actions to assure full compliance. The NRC expects you to assure that root causes are addressed and that corrective actions are adequate

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to prevent repetition. While it is up to you to determine the most effective corrective action, you should consider more aggressive use of your Nuclear Assessment Department in independently assessing the effectiveness of corrective actions for program areas in which weaknesses have been repeatedly identified.

Although the NRC does not normally consider monetary civil penalties for Severity Level IV violations, the Enforcement Policy states that such penalties may be imposed for Severity Level IV violations that are similar to previous violations for which the licensee did not take effective corrective action. In this case, we have decided not to hold an enforcement conference nor to propose a civil penalty because immediate action was taken when the violation was identified by the NRC to commence training of those personnel who needed emergency training as well as to modify the training tracking system to include all appropriate Emergency Plan training. Although immediate corrective actions are in place, you should evaluate the overall situation starting with the identification of the training problem in 1989 and see if there are any lessons to be learned, which would be useful on a generic basis to improve lasting effectiveness of your corrective actions in general. We would appreciate receiving a copy of your assessment in this regard.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence. After reviewing your response to this Notice, including your proposed corrective actions and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

The responses directed by this letter and the enclosed Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Action of 1980, Pub. L. No. 96.511.

In accordance with 10 CFR 2.790(a), a copy of this letter and its enclosures will be placed in the NRC Public Document Room.

Should you have any questions concerning this letter, please contact us.

Sincerely,

J. Philip Stohr, Director
Division of Radiation Safety
and Safeguards

Enclosures: (See page 3)

Enclosures:

1. Notice of Violation
2. NRC Inspection Report

cc w/encls:

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DSeymour
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RII:DRP
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for TDecker
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WEcline
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