

ENCLOSURE 1

NOTICE OF VIOLATION

Duke Power Company
McGuire Nuclear Station

Docket Nos. 50-369 and 50-370
License Nos. NPF-9 and NPF-17

The following violations were identified during an inspection conducted on January 7 - 11, 1985. The Severity Levels were assigned in accordance with the NRC Enforcement Policy (10 CFR Part 2, Appendix C).

1. 10 CFR 50.54(t) requires a licensee to provide for an annual independent review of its emergency preparedness program. The review is to include an evaluation for adequacy of interfaces with State and local governments.

Contrary to the above, the most recent evaluation for adequacy of interfaces (included in the audit conducted between December 10, 1984 and January 4, 1985) was not acceptable in that it failed to: (a) determine through independent methods, such as interviews or discussions with cognizant representatives of offsite support agencies, whether the normal operational interfaces between the licensee and said agencies were adequate, and whether training provided to those agencies, as required by letters of agreement, was adequate in scope and content to prepare those agencies to properly support the licensee's emergency response effort; and (b) detect the fact that the State of North Carolina had not provided a written response to the licensee's June 1984 correspondence concerning the annual review (required by 10 CFR Part 50, Appendix E, Section IV.B) of the McGuire Emergency Action Levels.

This is a Severity Level V violation (Supplement VIII) and is applicable to both units.

2. 10 CFR Part 50, Appendix E, Section V requires a licensee to submit copies of any changes to the emergency plan or implementing procedures to the NRC within 30 days of such changes.

Contrary to the above, licensee records showed that the following revised procedures were sent to copyholders (including NRC) on September 12, 1984:

<u>Implementing Procedure No.</u>	<u>Approval/effective date</u>
HP/1/B/1009/15	June 19, 1984
HP/2/B/1009/15	June 19, 1984
PT/0/A/4600/11	July 25, 1984
OP/2/B/6200/48	August 7, 1984

This is a Severity Level V violation (Supplement VIII) and is applicable to both units.

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Pursuant to 10 CFR 2.201, you are required to submit to this office within 30 days of the date of this Notice, a written statement or explanation in reply, including: (1) admission or denial of the alleged violations; (2) the reasons for the violations if admitted; (3) the corrective steps which have been taken and the results achieved; (4) corrective steps which will be taken to avoid further violations; and (5) the date when full compliance will be achieved.

Security or safeguards information should be submitted as an enclosure to facilitate withholding it from public disclosure as required by 10 CFR 2.790(d) or 10 CFR 73.21.

Date: FEB 20 1985