



14 AUG 8 P 1:17

July 31, 1984
L-84-192

Mr. James P. O'Reilly
Regional Administrator, Region II
Office of Inspection and Enforcement
U.S. Nuclear Regulatory Commission
101 Marietta Street, Suite 3100
Atlanta, GA 30303

Dear Mr. O'Reilly:

Re: Turkey Point Units 3 & 4
Docket Nos. 50-250 and 50-251
Confirmatory Order: EA-94-55

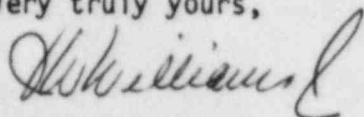
Your letter dated July 13, 1984 transmitted an Order confirming the FPL Turkey Point Plant Performance Enhancement Program (PEP) Rev. 1. We would like to acknowledge receipt of the Confirmatory Order, and express our continuing commitment to implement fully and expeditiously all aspects of the PEP. It is our intention that the PEP will be supported fully by FPL management with both resources and personnel.

Your letter also requested notification of any slippage of the tasks described in PEP for items scheduled for completion preceeding the date of this Order. Only two items have not been completed as scheduled by July 11, 1984. The first task is Project 2, T-1.3, Adjust Shift Compliment. Our initial estimate of the time required to fill all Assistant Supervisor positions and the seventh Nuclear Plant Supervisor assumed successfull completion of the April 1984 Operator License Examination by the majority of the candidates. However, due to lack of new Licenses from that Examination, and due to problems meeting the new requirements for Senior Operator Licenses, we now have to add an entire new class of license candidates. The time required for training and completion of the examinations causes us to reschedule the completion date until March 30, 1986. We have, however, already added new positions in the area of Shift Technician, as well as additional operational support as discussed in the PEP.

8412210251 841113
PDR ADDOCK 05000250
Q PDR

Project 5, T-3.2, Select Vendor and Issue Purchase Order (relating to the plant Simulator) was scheduled for June 15, 1984. Due to the complexity of the bid evaluation process, this has been delayed until August 3, 1984. This minor delay is not expected to delay the final scheduled operability date for simulator.

Very truly yours,

A handwritten signature in cursive script, appearing to read "J.W. Williams, Jr.", written in dark ink.

J.W. Williams, Jr.
Group Vice President
Nuclear Energy

JWW/JEM/djc

cc: Harold F. Reis, Esquire



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION II
101 MARIETTA STREET, N.W.
ATLANTA, GEORGIA 30303

JUL 13 1984

Florida Power and Light Company
ATTN: Mr. J. W. Williams, Jr.
Group Vice President
Nuclear Energy Department
P. O. Box 14000
Juno Beach, FL 33408

Gentlemen:

SUBJECT: CONFIRMATORY ORDER: EA-84-55
(REFERENCE REPORT NOS. 50-250/83-32, 83-38, 83-40, 83-41; 50-250/84-04,
84-09; 50-251/83-32, 83-38, 83-39, 83-40; AND 50-251/84-04, 84-09)

Based on recent NRC inspection activities and the enforcement history of the Turkey Point Facility, we conclude that the Florida Power and Light Company (FP&L) has not given sufficient management attention to ensuring adherence to regulatory requirements. The Region II Administrator expressed his concerns with the recurring violations at Turkey Point and your failure to prevent the violations during an enforcement conference in the Region II Office on February 17, 1984. In addition, the Regional Administrator identified areas of special and immediate concern. Specifically, the Quality Control/Quality Assurance organizations on site were not functioning adequately to ensure quality, and the performance of the independent verification program for safety-related operating activities has apparently not been effective. These and other concerns identified at that meeting are typical of those expressed to FP&L management during four enforcement conferences and three management meetings held since March 1983.

Apart from decisions as to any other enforcement actions to be taken on recently identified violations of NRC requirements, we believe that positive and expeditious completion of those initiatives which you described in your Turkey Point Plant Performance Enhancement Program, Revision 1 is both necessary and appropriate to the continued safe operation of the Turkey Point Plant. Therefore, a Confirmatory Order, effective immediately, is enclosed to confirm your commitments, including their completion dates. This action is being taken to assure the implementation of your commitments on a schedule that is both capable of being implemented by FP&L and commensurate with their safety significance.

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

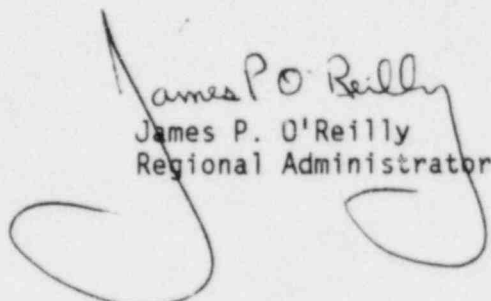
8407270140

JUL 13 1984

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and the enclosed Confirmatory Order will be placed in the NRC Public Document Room.

The responses directed by the enclosed Order are not subject to the clearance procedures of the Office of Management and Budget, as specified by the Paperwork Reduction Act of 1980, PL 96-511.

Sincerely,



James P. O'Reilly
Regional Administrator

Enclosures:

1. Confirmatory Order
2. Turkey Point Plant Performance
Enhancement Program Rev. 1,
and Forwarding Letter

cc w/encls:

- K. N. Harris, Vice President
Turkey Point Nuclear Plant
C. J. Baker, Plant Manager
Turkey Point Nuclear Plant

UNITED STATES
NUCLEAR REGULATORY COMMISSION

In the Matter of)

FLORIDA POWER AND LIGHT COMPANY)
(Turkey Point Nuclear Plant)
Units 3 and 4))

Docket Nos. 50-250
50-252
License Nos. DPR-31
DPR-41
EA 84-55

CONFIRMATORY ORDER

I

The Florida Power and Light Company (FPL, the "licensee") is the holder of Facility Operating License Nos. DPR-31 and DPR-41 (the "licenses") which authorize the operation of the Turkey Point Nuclear Plant Units 3 and 4 at steady state power levels not in excess of 2200 megawatts thermal (rated power). The licenses were originally issued on July 19, 1972 for Unit 3 and April 10, 1973 for Unit 4. The facility consists of two pressurized water reactors ("PWRs"), located at the licensee's site in Dade County, Florida.

II

Based on the results of recent Nuclear Regulatory Commission (NRC) inspections and the recent enforcement history at the Turkey Point Plant, the NRC has concluded that FPL has not given sufficient management attention to ensuring adherence to regulatory requirements for testing, surveillance, maintenance and operating activities at the Turkey Point Nuclear Plant. This concern has been expressed to FPL management during various management and enforcement conferences.

8
~~8407180166~~

Licensee weaknesses in controlling plant activities have been prevalent. The Systematic Assessment of Licensee Performance (SALP) evaluation for the period July 1, 1982 through June 30, 1983 classified the operations area as Category 3. (A Category 3 rating indicates that both NRC and licensee attention should be increased). During this SALP period, twenty-two violations of NRC requirements occurred, including seven violations pertaining directly to plant operations. Since March 1983, four enforcement conferences and three management meetings have been held. From the start of the current SALP period on July 1, 1983 to the end of calendar year 1983, additional violations occurred regarding failures to follow procedures for plant operations and in the areas of health physics, security and fire protection. In 1984, procedural violations have continued.

Because of NRC concerns regarding the extent of problems at the Turkey Point Plant, FPL presented information on January 13, 1984 describing management actions taken to improve operational performance at the site. A more comprehensive FPL program was developed and presented to the NRC on February 17, 1984. The program was again revised and presented to the NRC on April 11, 1984. The commitments of the licensee reflected in this program are responsive to the concerns of the NRC regarding the licensee's poor history of regulatory compliance. In view of the number of operational deficiencies identified during the past few years and their continuing nature despite previous efforts to correct them, I have determined that the public health, safety and interest require that the actions set forth below be confirmed by an immediately effective Order to ensure that they are implemented expeditiously.

III

Accordingly, pursuant to Sections 103, 161i, 161o, and 182 of the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR Part 2 and 10 CFR Part 50, IT IS HEREBY ORDERED EFFECTIVE IMMEDIATELY THAT:

1. The licensee shall implement the Turkey Point Performance Enhancement Program (TPPEP) (Revision 1) and the commitments outlined in the forwarding letter dated April 11, 1984 which are included in the Enclosure to this Order. The licensee shall not extend the scheduled times for completing the tasks described in the TPPEP without the approval of the Region II Administrator. The licensee shall notify the Region II Administrator, within 20 days following the effective date of the this Order, of any action item tasks for which scheduled completion dates preceding the date of this Order were not met, and establish for those tasks new completion dates which are acceptable to the Region II Administrator.
2. The licensee shall periodically (approximately quarterly) present a written status report to the Region II Administrator on the TPPEP. This status report shall address the implementation of the existing program tasks, including the plans and schedules for completing each section of the task elements. The licensee shall also include all plans and schedules for implementing each recommendation resulting from the implementation of the TPPEP. For any recommendation which the licensee decides not to implement, an evaluation which supports that decision shall also be included. The licensee shall notify the Region II Administrator if it

intends to alter any of the plans and schedules for implementation of the recommendations resulting from the TPPEP.

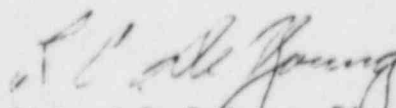
IV

The licensee may request a hearing on this Order. Any request for hearing on this Order shall be submitted within 20 days of its issuance to the Director, Office of Inspection and Enforcement, U. S. Nuclear Regulatory Commission, Washington, DC 20555. A copy of the request shall also be sent to the Executive Legal Director at the same address. A REQUEST FOR A HEARING SHALL NOT STAY THE IMMEDIATE EFFECTIVENESS OF THIS ORDER.

If a hearing is to be held, the Commission will issue an Order designating the time and place of any such hearing. If a hearing is held, the issue to be considered at such hearing shall be:

Whether, on the basis of the matters set forth in Section II of this Order, this Order should be sustained.

FOR THE NUCLEAR REGULATORY COMMISSION



Richard C. DeYoung, Director
Office of Inspection and Enforcement

Dated at Bethesda, Maryland
this 11th day of July 1984