

MARCH 7, 1996

EA 96-054

Carolina Power & Light Company  
ATTN: Mr. W. R. Campbell  
Vice President  
Brunswick Steam Electric Plant  
P. O. Box 10429  
Southport, NC 28461

SUBJECT: NRC INSPECTION REPORT NOS. 50-325/96-03 AND 50-324/96-03

Dear Mr. Campbell:

This refers to the inspection conducted on February 5-9, 1996 at the Brunswick facility and telephone discussions with your staff on these issues on February 22, 1996. The purpose of the inspection was to determine whether activities authorized by the license were conducted safely and in accordance with NRC requirements. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the enclosed report.

Areas examined during the inspection are identified in the report. Within these areas, the inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observation of activities in progress.

Based on the results of this inspection, three apparent violations were identified and are being considered for escalated enforcement action in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions" (Enforcement Policy), NUREG-1600. The apparent violations involved failures to adequately implement your established chemical testing program by 1) failing to identify two instances of positive pre-screen drug testing results, resulting in the individuals involved being approved for unescorted access to vital plant areas, (2) failing to take proper remedial actions upon detection of aberrant drug test results, and (3) failing to ensure that contract laboratory technicians had adequate training and skills. Accordingly, no Notice of Violation is presently being issued for these inspection findings. In addition, please be advised that the number and characterization of apparent violations described in the enclosed inspection report may change as a result of further NRC review.

A predecisional enforcement conference to discuss these apparent violations has been scheduled for March 21, 1996, at 10:30 a.m. in the Region II office, Atlanta, Georgia. The decision to hold a predecisional enforcement conference does not mean that the NRC has determined that a violation has occurred or that enforcement action will be taken. This conference is being held to obtain information to enable the NRC to make an enforcement decision, such as a common understanding of the facts, root causes, missed opportunities to identify the apparent violation sooner, corrective actions, significance of the issues and the need for lasting and effective corrective action. In

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addition, this is an opportunity for you to point out any errors in our inspection report and for you to provide any information concerning your perspectives on 1) the severity of the violation(s), 2) the application of the factors that the NRC considers when it determines the amount of a civil penalty that may be assessed in accordance with Section VI.B.2 of the Enforcement Policy, and 3) any other application of the Enforcement Policy to this case, including the exercise of discretion in accordance with Section VII. Based on discussion with your staff, we understand that you also plan to discuss at the conference the results of your audit of the Shearon Harris on-site testing facility.

You will be advised by separate correspondence of the results of our deliberations on this matter. No response regarding the apparent violation is required at this time.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

Sincerely,

ORIGINAL SIGNED BY  
ALBERT F. GIBSON

Albert F. Gibson, Director  
Division of Reactor Safety

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

Enclosures: 1. Inspection Report Nos. 50-325/96-03 and 50-324/96-03  
2. Enforcement Policy: Section V, "Predecisional Enforcement Conferences"

cc w/encls:

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CP&L

4





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