

Additional Inspection and Assessment Information

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Identified By: NRC Identification Date: 03/31/2019 Significance: Severity Level IV Item Type: Enforcement Report: Vogtle Electric Generating Plant, Units 3 And 4 - NRC Integrated Inspection Reports 05200025/2019001, 05200026/2019001 Item Number: 05200025/2019001-02 Note: Closed in Report (NCV)

Failure to Implement FFD Requirements

(Severity Level IV) The NRC identified a Severity Level IV NCV as a result of a NRC Office of Investigation (OI Report 2-2017-026) report for the licensee's failure to adequately implement the Fitness For Duty (FFD) testing program. Specifically, a FFD collector working at Vogtle Units 3 and 4 failed to ensure a donor emptied their pockets of all contents before collection of a sample. This failure allowed the donor to subvert a FFD test as required by 10 CFR 26.105(b). The licensee entered this finding into their corrective action program as CR 10366889 and subsequently re-tested all the individuals which were tested on May 8, 2017, by the FFD collector in question. All re-tested individuals passed. The FFD collector and the individual that subverted the FFD test were both removed from the site.

The finding was determined to be more than minor because the issue represented a failure of the licensee to appropriately implement the requirements of 10 CFR 26.105(b) and 10 CFR 26.85(a). Although this violation is willful, it was brought to the NRC's attention by the licensee, it involved isolated acts of low-level individuals, and it was addressed by appropriate remedial actions. The security significance of this violation was determined to be a Severity Level IV, in part, because there were no adverse security impacts to the construction facility, and the individual was precluded from entering the Construction Controlled Area. Violations that involve willfulness or that affect the regulatory process are dispositioned using traditional enforcement and are not subject to IMC 2519, "Construction Significance Determination Process." Traditional enforcement violations are not assessed for cross-cutting aspects. (2P01)

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