

August 4, 2000
EN 00-013

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Consolidated Edison Company of New York, Inc.
Indian Point 2 Station
Docket Nos. 50-247

Subject: ISSUANCE OF FINAL SIGNIFICANCE DETERMINATION AND NOTICE OF VIOLATION

This is to inform the Commission of the intent to issue a Notice of Violation and final significance determination for three white findings to Consolidated Edison Company of New York, Inc. for Emergency Planning (EP) performance issues at their Indian Point 2 Station. The EP issues were revealed during and subsequent to the February 15, 2000 steam generator tube failure event. Specifically, the three white findings/violations involved, 1) failure of the EP program to provide timely augmentation of response capability to ensure establishment of minimal staffing at the emergency response facilities within 30 minutes; 2) failure of the EP program to ensure that accountability of emergency workers could be performed within 30 minutes; and, 3) failure of the EP program to ensure dissemination of factual and consistent information to the public in an emergency.

Consolidated Edison was afforded the opportunity to attend a Regulatory Conference, but declined and did not contest the staff significance determinations of these findings/violations.

Accordingly, the staff intends to issue a Final Significance Determination and Notice of Violation. The schedule of issuance and notification is:

Mailing of Final Significance Determination and Notice of Violation	August 9, 2000
Telephone Notification of Licensee	August 9, 2000

The State of New York will be notified.

Contacts: D. Nelson, OE, 415-3280 D. Holody, RI 610-337-5312

Distribution:

<u>OWFN</u>	<u>OWFN</u>	<u>TWFN</u>	<u>Regional Offices</u>
Chairman Meserve	EDO	OCFO	RI RII
Comm. Dicus	DEDR	OP CENTER	RIII RIV
Comm. Diaz	DEDMRS	NMSS	
Comm. McGaffigan	OE	OIG	
Comm. Merrifield	OGC	OCIO	<u>MAIL</u>
SECY	NRR	RES	ADAM
OCA	OI	ACRS	
PA	STP		
IP			

**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION**