

Exelon Generation Company, LLC
Byron Station
4450 North German Church Road
Byron, IL 61010-9794

www.exeloncorp.com

October 25, 2002

LTR: BYRON 2002-0115
File: 2.01.0700

United States Nuclear Regulatory Commission
Attention: Document Control Desk
Washington, DC 20555-0001

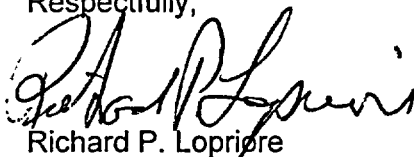
Byron Station, Units 1 and 2
Facility Operating License Nos. NPF-37 and NPF-66
NRC Docket Nos. STN 50-454 and STN 50-455

Subject: Security Event Report (SER) 454-2002-S001-00

Enclosed is an SER involving the September 28, 2002, event of granting unescorted access to an individual based on false information he provided. This event is reportable to the NRC in accordance with 10 CFR 73.71(d). The attached report does not contain any safeguards information.

Should you have any questions concerning this matter, please contact William Grundmann, Regulatory Assurance Manager, at (815) 406-2800.

Respectfully,



Richard P. Lopriore
Site Vice President
Byron Nuclear Generating Station

RPL/JL/rah

Attachment: SER 454-2002-S001-00

cc: James Dyer, Administrator, NRC Region III
NRC Senior Resident Inspector- Byron Station
NRC Project Manager - NRR - Byron Station
Office of Nuclear Facility Safety - Illinois Department of Nuclear Safety

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NRC FORM 366 (7-2001)		U.S. NUCLEAR REGULATORY COMMISSION		APPROVED BY OMB NO. 3150-0104 EXPIRES 7-31-2004						
LICENSEE EVENT REPORT (LER)										
1. FACILITY NAME Byron Station, Unit 1					2. DOCKET NUMBER 05000454			3. PAGE 1 OF 3		
4. TITLE Unescorted Access Granted Based On Falsified Information Provided By An Individual.										
5. EVENT DATE			6. LER NUMBER			7. REPORT DATE			8. OTHER FACILITIES INVOLVED	
MO	DAY	YEAR	YEAR	SEQUENTIAL NUMBER	REV NO	MO	DAY	YEAR	FACILITY NAME	DOCKET NUMBER
09	28	2002	2002 – S001 – 00			10	25	2002	Byron Station Unit 2	05000455
9. OPERATING MODE		1		11. THIS REPORT IS SUBMITTED PURSUANT TO THE REQUIREMENTS OF 10 CFR §: (Check all that apply)						
10. POWER LEVEL		100		20 2201(b)		20 2203(a)(3)(ii)		50 73(a)(2)(ii)(B)		50 73(a)(2)(ix)(A)
				20 2201(d)		20 2203(a)(4)		50.73(a)(2)(iii)		50 73(a)(2)(x)
				20 2203(a)(1)		50 36(c)(1)(i)(A)		50 73(a)(2)(iv)(A)		73 71(a)(4)
				20 2203(a)(2)(i)		50 36(c)(1)(ii)(A)		50.73(a)(2)(v)(A)		73 71(a)(5)
				20 2203(a)(2)(ii)		50 36(c)(2)		50 73(a)(2)(v)(B)		✓ OTHER
				20 2203(a)(2)(iii)		50 46(a)(3)(ii)		50 73(a)(2)(v)(C)		Specify in Abstract below or in NRC Form 366A
				20 2203(a)(2)(iv)		50 73(a)(2)(i)(A)		50 73(a)(2)(v)(D)		
				20 2203(a)(2)(v)		50 73(a)(2)(i)(B)		50 73(a)(2)(vii)		
				20 2203(a)(2)(vi)		50 73(a)(2)(i)(C)		50 73(a)(2)(viii)(A)		
				20 2203(a)(3)(i)		50 73(a)(2)(ii)(A)		50.73(a)(2)(viii)(B)		
12. LICENSEE CONTACT FOR THIS LER										
NAME William Grundmann, Regulatory Assurance Manager						TELEPHONE NUMBER (Include Area Code) (815) 406-2800				
13. COMPLETE ONE LINE FOR EACH COMPONENT FAILURE DESCRIBED IN THIS REPORT										
CAUSE	SYSTEM	COMPONENT	MANU- FACTURER	REPORTABLE TO EPIX		CAUSE	SYSTEM	COMPONENT	MANU- FACTURER	REPORTABLE TO EPIX
14. SUPPLEMENTAL REPORT EXPECTED						15. EXPECTED SUBMISSION DATE		MONTH	DAY	YEAR
YES (If yes, complete EXPECTED SUBMISSION DATE)					✓	NO				

16 ABSTRACT (Limit to 1400 spaces, i.e., approximately 15 single-spaced typewritten lines)

Unescorted access was granted to an individual based on information the individual provided on a personal history questionnaire. A "best effort" attempt was made to verify past employment information, but the past employer did not respond within the allowed time period. The individual was granted unescorted access from September 16, 2002 through September 24, 2002. It was then discovered on September 26, 2002 through information provided by the past employer, that the individual potentially provided false information with regard to the reason for termination of employment. His in-processing questionnaire indicated he was laid off while the previous employer indicated he was terminated due to a fitness for duty violation. On September 28, 2002, the individual confirmed he made a false statement on his personal history questionnaire. The consequence was that the individual was allowed unescorted access in the protected area. Upon discovery, the individual's access was denied, and the Personnel Access Database System (PADS) was updated. This event is reportable to the NRC in accordance with 10 CRF 73.71.

NRC FORM 366A (7-2001)		U.S. NUCLEAR REGULATORY COMMISSION		APPROVED BY OMB NO. 3150-0104 EXPIRES 07/31/2004	
LICENSEE EVENT REPORT (LER) TEXT CONTINUATION				Estimated burden per response to comply with this mandatory information collection request 50 hrs. Reported lessons learned are incorporated into the licensing process and fed back to industry. Forward comments regarding burden estimate to the information and Records Management Branch (t-6 f33), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to the Paperwork Reduction Project (3150-0104), Office Of Management And Budget, Washington, DC 20503. If an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.	
FACILITY NAME (1)		DOCKET NUMBER (2)		LER NUMBER (6)	
Byron Station, Unit 1		STN 05000454		YEAR	REVISION NUMBER
				2002 - S001 - 00	2 of 3

(If more space is required, use additional copies of NRC Form 366A)(17)

A. Plant Conditions Prior to Event:

Event Date / Time: September 28, 2002 / 1345 hours
 Unit 1 – Mode 1 – Power Operations, Reactor Power – 100%
 Unit 2 – Mode 6 – Refueling

This report does not contain any Safeguards information.

B. Description of Event:

On September 11, 2002, an individual started in-processing at Byron Station for the Unit 2 refueling outage work. As part of the screening requirements, the individual provided a 5-year personal history employment record and a negative drug Fitness for Duty (FFD) test. On September 16, 2002, the background check company utilized by Exelon Generating Company, LLC (Exelon) gave a "best effort" in attempting to contact a past employer of this individual. "Best effort" is defined as three attempts to verify the information given. The past employer did not return contact with the background check company. Since the "best effort" attempt to validate employment was satisfied, temporary unescorted access was granted to the individual. The individual worked at Byron Station from September 16, 2002 through September 24, 2002. On September 26, 2002, the past employer made contact with the background check company and advised them that the individual did not get laid off, as the individual stated on the personal history questionnaire, but was terminated based on an FFD violation. The background check company notified Exelon corporate security. Corporate security made the appropriate entries into PADS to place the individual on temporary hold and attempted to contact the individual. On September 28, 2002, at 1345 hours, the individual contacted corporate security and confirmed that he had falsified the information on the personal history questionnaire and had indeed been terminated based on an FFD violation from the previous (non-nuclear) employer. Upon confirmation from the individual that the information had been falsified, Corporate Security notified Byron Station at 1400 hours on September 28, 2002. Based on this information, the individual should not have been granted unescorted access. The event was determined to be reportable to the NRC in accordance with 10 CFR 73.71(d). The NRC Operations Center was notified at 1436 hours. An investigation was conducted to determine the individual's work activities at Byron Station. The individual was involved in non-safety related activities such as paint removal and grinding, and these activities did not require any system breach. The individual worked as part of a crew, and was not assigned any work activities that were isolated or remote. On September 24, 2002, the individual was terminated favorably. Since the event occurred after the individual was terminated and access had been revoked, no compensatory measures were needed. It was confirmed that the individual is currently denied access. PADS has been updated to reflect the individual's current status.

Based on the criteria for unescorted access and the verification of the appropriate number of other employment records, the background check company fulfilled the requirements. The individual also completed all in-processing requirements. Verification of all components of this individual's in-processing has been validated and it has been confirmed that all processing was complete and accurate based on information given by the individual.

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FACILITY NAME (1)		DOCKET NUMBER (2)		LER NUMBER (6)	
Byron Station, Unit 1		STN 05000454		YEAR SEQUENTIAL NUMBER	REVISION NUMBER
				2002 - S001 - 00	
				3 of 3	

(If more space is required, use additional copies of NRC Form 366A)(17)

C. Cause of Event:

The cause of this event was the information provided by the individual was intentionally falsified. The individual was in-processed correctly and granted unescorted access based on this false information. All in-processing personnel are instructed that information provided must be complete and accurate.

D. Corrective Actions:

The individual was denied unescorted access and the PADS database was updated to reflect current information.

E. Previous Occurrences:

None