



South Texas Project Electric Generating Station 4000 Avenue F – Suite A Bay City, Texas 77414

August 19, 2010
U7-C-STP-NRC-100180

U. S. Nuclear Regulatory Commission
Attention: Document Control Desk
One White Flint North
11555 Rockville Pike
Rockville MD 20852-2738

South Texas Project
Units 3 and 4
Docket Nos. 52-012 and 52-013
Response to Notice of Violation

Reference: Letter, Richard A. Rasmussen to Scott M. Head: “NRC Inspection Report Nos. 05200012/2010-201 and 0500013/2010-201 and Notice of Violation” dated July 21, 2010 (ML101470298).

Attached is STP Nuclear Operating Company’s response to the Notice of Violation contained in the referenced NRC Inspection Report.

A summary of commitments made in this submittal is provided in Attachment 2.

If you have any questions, please contact me at (361) 972-7136 or Bill Mookhoek at (361) 972-7274.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8/19/10

Scott Head
Manager, Regulatory Affairs
South Texas Project Units 3 & 4

scs

Attachments:

1. Response to Notice of Violation
2. Commitment Summary

STI 32715429

IED1
D091
NRC

cc: w/o attachment except*
(paper copy)

Director, Office of New Reactors
U. S. Nuclear Regulatory Commission
One White Flint North
11555 Rockville Pike
Rockville, MD 20852-2738

Regional Administrator, Region IV
U. S. Nuclear Regulatory Commission
611 Ryan Plaza Drive, Suite 400
Arlington, Texas 76011-8064

Kathy C. Perkins, RN, MBA
Assistant Commissioner
Division for Regulatory Services
Texas Department of State Health Services
P. O. Box 149347
Austin, Texas 78714-9347

Alice Hamilton Rogers, P.E.
Inspections Unit Manager
Texas Department of State Health Services
P.O. Box 149347
Austin, TX 78714-9347

*Steven P. Frantz, Esquire
A. H. Gutterman, Esquire
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Ave. NW
Washington D.C. 20004

*Raj Anand
Two White Flint North
11545 Rockville Pike
Rockville, MD 20852

(electronic copy)

*George Wunder
*Raj Anand
Loren R. Plisco
U. S. Nuclear Regulatory Commission

Steve Winn
Joseph Kiwak
Eli Smith
Nuclear Innovation North America

Peter G. Nemeth
Crain, Caton and James, P.C.

Richard Peña
Kevin Pollo
L. D. Blaylock
CPS Energy

Response to Notice of Violation 05200012/2010-201-01 and 05200013/2010-201-01**Statement of Violation:**

Criterion XVI, "Corrective Action," of Appendix B, "Quality Assurance Program Criteria for Nuclear Power Plants and Fuel Reprocessing Plants," to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 50, "Domestic Licensing of Production and Utilization Facilities," states, in part, that measures shall be established to ensure that conditions adverse to quality, such as failures, malfunctions, deficiencies, deviations, defective material and equipment, and nonconformances, are promptly identified and corrected.

Contrary to the above, as of April 22, 2010, STPNOC did not establish measures to ensure that a condition adverse to quality was corrected. Specifically, STPNOC did not ensure that sufficient documentation was included in the records management system to furnish evidence of training and qualifications of personnel. As identified in a January 2009 NRC inspection (Inspection Report Nos. 05200012/2009-201 and 05200013/2009-201), the NRC issued a non-cited violation for inadequate documentation of training. During this inspection, the NRC inspectors identified three more incidents of inadequate documentation of training records in the records management system.

Reason for the violation

Condition Reports (CR) were initiated for the Notices of Violation contained in the NRC Inspection Report referenced above. However, as there was no procedural guidance requiring that non-cited violations be documented in the corrective action program, a CR was not initiated regarding the subject non-cited violation. As a result, a cause evaluation was not performed regarding inadequate documentation of training, and subsequent corrective actions were not effective in resolving the issue.

Corrective steps that have been taken to restore compliance

An individual was assigned the responsibility of ensuring that STP 3 & 4 personnel training records are maintained current in the STP Records Management System (RMS). The Records Management System was updated to include training completed by STP 3 & 4 personnel and continues to be routinely updated as additional training is completed.

A management directive has been issued requiring that all NRC violations, minor violations, and non-cited violations be entered in the ACAP database, and a cause evaluation for all violations be performed.

Corrective steps that will be taken to prevent recurrence

A revision to the ABWR Corrective Action Program (CAP) procedure will be effective September 9, 2010, requiring entry into the ACAP and a cause evaluation for all NRC violations.

A revision to the Units 3 & 4 Personnel Training and Qualification procedure will be effective October 15, 2010, with specific instructions for documentation, maintenance, and archiving of STPNOC 3 & 4 training records.

Date when full compliance will be achieved

STPNOC is in full compliance.

Commitment Number	Commitment Description	Completion Date
10-12093-3	Revise U7-P-AD02-0003 to require that all NRC violations, including non-cited and minor violations, are identified in the Corrective Action Program as conditions adverse to quality.	September 9, 2010
10-12093-4	Revise U7-P-AD01-0002 to include specific instructions for documentation, maintenance, and archiving of STPNOC 3 & 4 training records	October 15, 2010