

CATEGORY 1

REGULATORY INFORMATION DISTRIBUTION SYSTEM (RIDS)

ACCESSION NBR:9812290267 DOC.DATE: 98/12/21 NOTARIZED: NO DOCKET #
 FACIL:50-305 Kewaunee Nuclear Power Plant, Wisconsin Public Service 05000305
 AUTH.NAME AUTHOR AFFILIATION
 FLETCHER, J.J. Wisconsin Public Service Corp.
 MARCHI, M.L. Wisconsin Public Service Corp.
 RECIP.NAME RECIPIENT AFFILIATION

SUBJECT: LER 98-S18-00: on 981120, contract employee AA was withdrawn.
 Caused by individual failing to provide accurate criminal history data. Interviews with individual & law enforcement revealed that warrant was not valid. With 981221 ltr.

DISTRIBUTION CODE: IE74T COPIES RECEIVED: LTR 1 ENCL 1 SIZE: 5
 TITLE: Safeguards Phys Sec Event Pt. 73.71 (Public Available)

NOTES:

	RECIPIENT		COPIES			RECIPIENT		COPIES	
	ID CODE/NAME		LTR	ENCL		ID CODE/NAME		LTR	ENCL
	LONG, W		1	0					
INTERNAL:	AEOD/SPD/RRAB		1	1	FILE CENTER		1	1	
	NMSS/FCSS/FCOB		1	1	NUDOCS FULLTEXT		1	1	
	RGN3 01		1	1					
EXTERNAL:	NRC PDR		1	1					

NOTE TO ALL "RIDS" RECIPIENTS:
 PLEASE HELP US TO REDUCE WASTE. TO HAVE YOUR NAME OR ORGANIZATION REMOVED FROM DISTRIBUTION LISTS OR REDUCE THE NUMBER OF COPIES RECEIVED BY YOU OR YOUR ORGANIZATION, CONTACT THE DOCUMENT CONTROL DESK (DCD) ON EXTENSION 415-2083

FULL TEXT CONVERSION REQUIRED
 TOTAL NUMBER OF COPIES REQUIRED: LTR 7 ENCL 6

C
A
T
E
G
O
R
Y
1
D
C
C
U
M
E
N
T



NRC-98-130

Public Service Corporation

(a subsidiary of WPS resources corporation)

600 North Adams Street

P.O. Box 19002

Green Bay, WI 54307-9002

1.800.450.7260

December 21, 1998

10 CFR 73.71

U. S. Nuclear Regulatory Commission
Attention: Document Control Desk
Washington, D.C. 20555

Ladies/Gentlemen:

Docket 50-305
Operating License DPR-43
Kewaunee Nuclear Power Plant
Reportable Occurrence 1998-S18-00

In accordance with the requirements of 10 CFR 73.71, "Reporting of Safeguards Events," the attached security related Licensee Event Report (LER) for reportable occurrence 1998-S18-00 is being submitted.

Sincerely,

for Mark L. Marchi
Vice President - Nuclear

GIH

Attach.

cc - INPO Records Center
US NRC Senior Resident Inspector
US NRC, Region III

9812290267 981221
PDR ADOCK 05000305
S PDR

JE 74

LICENSEE EVENT REPORT (LER)

(See reverse for required number of digits/characters for each block)

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 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)

Kewaunee Nuclear Power Plant

DOCKET NUMBER (2)

05000305

PAGE (3)

1 OF 4

TITLE (4)

Contract Employee Access Authorization Withdrawn - Individual Failed to Provide Accurate Criminal History Data

EVENT DATE (5)			LER NUMBER (6)			REPORT DATE (7)			OTHER FACILITIES INVOLVED (8)	
MONTH	DAY	YEAR	YEAR	SEQUENTIAL NUMBER	REVISION NUMBER	MONTH	DAY	YEAR	FACILITY NAME	DOCKET NUMBER
11	20	1998	1998	S18	00	12	21	98	FACILITY NAME	DOCKET NUMBER
										05000
									FACILITY NAME	DOCKET NUMBER
										05000

OPERATING MODE (9)

N

THIS REPORT IS SUBMITTED PURSUANT TO THE REQUIREMENTS OF 10 CFR §: (Check one or more) (11)

POWER LEVEL (10)

000

20.2201(b)	20.2203(a)(2)(v)	50.73(a)(2)(i)	50.73(a)(2)(viii)
20.2203(a)(1)	20.2203(a)(3)(i)	50.73(a)(2)(ii)	50.73(a)(2)(x)
20.2203(a)(2)(i)	20.2203(a)(3)(ii)	50.73(a)(2)(iii)	X 73.71
20.2203(a)(2)(ii)	20.2203(a)(4)	50.73(a)(2)(iv)	OTHER
20.2203(a)(2)(iii)	50.36(c)(1)	50.73(a)(2)(v)	Specify in Abstract below or in NRC Form 366A
20.2203(a)(2)(iv)	50.36(c)(2)	50.73(a)(2)(vii)	

LICENSEE CONTACT FOR THIS LER (12)

NAME

Jeff J. Fletcher - Security Director

TELEPHONE NUMBER (Include Area Code)

(920) 388-8280

COMPLETE ONE LINE FOR EACH COMPONENT FAILURE DESCRIBED IN THIS REPORT (13)

CAUSE	SYSTEM	CDMPONENT	MANUFACTURER	REPORTABLE TO EPIX	CAUSE	SYSTEM	COMPONENT	MANUFACTURER	REPORTABLE TO EPIX

SUPPLEMENTAL REPORT EXPECTED (14)

YES

(If yes, complete EXPECTED SUBMISSION DATE).

X NO

EXPECTED SUBMISSION DATE (15)

MONTH DAY YEAR

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

On November 20, 1998, while the plant was in Refueling Shutdown, Wisconsin Public Service Corporation (WPSC) received criminal history background information which resulted in withdrawing access authorization for a contracted employee. Specifically, the information indicated an outstanding warrant for the arrest of the individual involved and that the individual had an arrest record from 1993 that he failed to reveal to his employer or WPSC. The warrant and the 1993 arrest were unrelated. If WPSC were aware of this information when access was requested, it would have been denied.

After receiving the criminal history information, the individual's access was revoked, and his security access badge was inactivated and removed from the security badge rack. The individual was on a scheduled day off when the information was received. The individual's supervisor was informed of the status and was requested to conduct an evaluation of the activities the individual was involved in. No adverse performance indications were noted. The individual was employed as a Senior Health Physics Technician supporting refueling outage related activities for the Kewaunee Health Physics Group.

Subsequent interviews with the individual and discussions with the law enforcement agency regarding the arrest warrant revealed that the warrant was not valid. Regarding the failure to report the 1993 arrest the individual indicated that he forgot to inform his employer or WPSC. WPSC does not believe the individual intentionally failed to report the 1993 arrest.

LICENSEE EVENT REPORT (LER)
TEXT CONTINUATION

FACILITY NAME (1)	DOCKET (2)	LER NUMBER (6)			PAGE (3)
Kewaunee Nuclear Power Plant	05000305	YEAR	SEQUENTIAL NUMBER	REVISION NUMBER	2 OF 4
		1998	-- S18	-- 00	

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

DESCRIPTION OF EVENT

On November 20, 1998, while the plant was in Refueling Shutdown, Wisconsin Public Service Corporation (WPSC) received criminal history background information which resulted in withdrawing access authorization for a contracted employee. Specifically, the information indicated an outstanding warrant for the arrest of the individual involved and that the individual had an arrest record from 1993 that he failed to reveal to his employer or WPSC. The warrant and the 1993 arrest were unrelated. If WPSC had been aware of this information, access would have been denied when requested.

The individual involved was an employee of a contracted manpower firm which provided health physics support during the 1998 refueling and maintenance outage. The individual had unescorted access from October 9, 1998 until his access was revoked on November 20.

Subsequent to granting temporary unescorted access, while reviewing fingerprint cards, Kewaunee's Security Administration Supervisor noted that the individual had an outstanding warrant for his arrest from Leonardtown, Maryland. The Kewaunee Nuclear Security Director was informed who in-turn contacted the State Police in Leonardtown who indicated that the warrant was for Driving Under the Influence from 1985. The warrant had been issued on March 4, 1998. Further review of the individual's criminal history revealed that he also had a charge for transporting a handgun from November 24, 1993. Kewaunee security staff then reviewed the individual's plant security file and noted that he had not reported the handgun charge when he held unescorted access to the Kewaunee facility from March 29, 1994 to May 9, 1994. Because this charge was from 1993, it should have been listed upon his return to our facility in 1994. Failure to report the 1993 arrest and the outstanding warrant led to the conclusion that had this information been known, access authorization would have been denied.

LICENSEE EVENT REPORT (LER)
TEXT CONTINUATION

FACILITY NAME (1)	DOCKET (2)	LER NUMBER (6)			PAGE (3)
Kewaunee Nuclear Power Plant	05000305	YEAR	SEQUENTIAL NUMBER	REVISION NUMBER	3 OF 4
		1998	-- S18	-- 00	

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

CAUSE OF THE EVENT

With regard to the outstanding warrant, according to the individual involved, he was not aware of the warrant. This is supported by discussions with his legal counsel who indicated that the warrant should not have been issued and that his client would not have been aware of the outstanding warrant. With regard to the handgun charge, the individual stated that he had forgotten to list the arrest, or overlooked it in his haste to fill out paper work for gaining access to the facility. WPSC does not believe the individual intentionally failed to report the 1993 arrest.

ANALYSIS OF THE EVENT

This event is being reported in accordance with 10CFR73.71(a)(4), 30 day follow-up to telephonic notifications. A one hour telephonic report was made on November 20, 1998, in accordance with the requirements of 10CFR73.71, as an event where access authorization was withdrawn and that had the basis for the withdrawal been known, access would not have been granted.

There were no safety consequences to this event. The individual's responsibilities were in support of health physics activities associated with refueling and maintenance activities. A prompt review of activities the individual was involved in did not reveal any performance issues which would be cause for concern.

Since WPSC received the criminal history information, and prior to submitting this report, the contractual services of the individual involved were no longer required. Access authorization for the individual had not been reinstated.

LICENSEE EVENT REPORT (LER)
TEXT CONTINUATION

FACILITY NAME (1)	DOCKET (2)	LER NUMBER (6)			PAGE (3)
		YEAR	SEQUENTIAL NUMBER	REVISION NUMBER	
Kewaunee Nuclear Power Plant	05000305	1998	-- S18	-- 00	4 OF 4

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

CORRECTIVE ACTIONS

After receiving the criminal history information, the individual's access was revoked, and his security access badge was inactivated and removed from the security badge rack. The individual was on a scheduled day off when the information was received. The individual's supervisor was informed of the status and was requested to conduct an evaluation of the activities the individual was involved in. No adverse performance indications were noted.

The Personnel Access Data System (PADS) was updated to reflect additional information to ensure that any other licensee processing the individual would have to contact WPSC prior to granting this individual's unescorted access.

Subsequent to making the initial notification to NRC, Mr. James Creed, USNRC, Region III was notified of the event.

ADDITIONAL INFORMATION

None

SIMILAR EVENTS

None identified.