

NOTICE OF VIOLATION

Niagara Mohawk Power Corporation (NMPC)
Nine Mile Point Unit 1

Docket No. 50-220
License No. DPR-63

During an NRC inspection conducted from March 30, through June 1, 1996, a violation of NRC requirements was identified. In accordance with the NRC "General Statement of Policy and Procedure for NRC Enforcement Actions" (Enforcement Policy), NUREG 1600, (60 FR 34381; June 30, 1995), the violation is listed below:

Title 10, Code of Federal Regulations, Part 20, Section 20.1101, requires, in part, that licensees implement a radiation protection (RP) program commensurate with the scope and extent of licensed activities.

Procedure GAP-RRP-02, "Radiation Work Permit," Revision 04, Paragraph 3.7.4, requires that workers shall access the radiologically controlled area (RCA) using either a general, standing, or specific radiation work permit (RWP). Paragraph 2.5 states that radiation workers are responsible for compliance with the requirements of the RWP Program.

Contrary to the above, the licensee failed to properly implement its radiation protection program procedures, as evidenced by the following examples:

On January 4, 1996, an operator breached the residual heat removal system, a contaminated system, without first notifying the RP department, as required by RWP.

On January 8, 1996, a contractor entered the RCA without wearing a thermoluminescent dosimeter, as required by RWP.

On January 22, 1996, a technician entered the RCA without wearing electronic dosimetry, as required by RWP.

On March 2, 1996, a worker entered the RCA, including a locked high radiation area within the RCA, without wearing electronic dosimetry, as required by RWP.

On April 26, 1996 an individual entered the RCA, failed to sign in on an RWP, and thus failed to wear electronic dosimetry, as would have been required by the RWP.

This is a Severity Level IV violation (Supplement IV).

Pursuant to the provisions of 10 CFR 2.201, Niagara Mohawk Power Corporation is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region I, and a copy to the NRC Resident Inspector at the facility that is the subject of this Notice of Violation (Notice), within 30 days of the date of the letter transmitting this Notice. This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation; (2) the

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corrective steps that have been taken and the results achieved; (3) the corrective steps that will be taken to avoid further violations; and (4) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order of a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Dated at King of Prussia, Pennsylvania
this 16th day of July, 1996.

