

ENCLOSURE 1

NOTICE OF VIOLATION

Niagara Mohawk Power Corporation (NMPC)
Nine Mile Point Units 1 & 2

Docket Nos. 50-220, 50-410
License No. DPR-63, NPF-69

During an NRC inspection conducted from July 28 through September 7, 1996, violations of NRC requirements were identified. In accordance with the NRC "General Statement of Policy and Procedure for NRC Enforcement Actions" (Enforcement Policy), NUREG 1600, the violations are listed below:

- A. Unit 2 Technical Specifications, Section 6.8.3, requires temporary changes to procedures listed in Technical Specification Section 6.8.1 be approved by two members of the unit management staff, at least one of whom holds a senior operator license on the affected unit.

Contrary to the above, on August 14, 1996, a Procedure Change Evaluation (NMPC's terminology for temporary changes) form was approved to revise a setpoint in procedure N2-IPM-SWP-R109, "Calibration of the Control Building Service Water Flow Instrument Channels." The approval included one member of the Unit 2 management staff, but did not include the approval of a Unit 2 senior reactor operator.

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

- B. Unit 1 Technical Specifications, Section 6.8.1, requires that written procedures be established and implemented. The Unit 2 Technical Specifications, Section 6.8.1, also requires that written procedures shall be established and implemented that meet the requirements and recommendations of ANSI N18.7-1972 and Appendix "A" of Regulatory Guide 1.33, which covers maintenance and surveillance activities.
- (1) Nine Mile Point Unit 1 surveillance test N1-ST-Q1B, "Core Spray Loop 12 Pumps and Valves Operability," Revision 5, requires data from step 8.3.21.d to be carried forward to Step 8.3.21.f for determining core spray topping pump 121 differential pressure.
- Contrary to the above, on June 6, 1996, during the performance of N1-ST-Q1B, data from Steps 8.3.21.d was not properly carried forward to Step 8.3.21.f, resulting in NMPC being unaware until July 17, 1996 that core spray topping pump 121 exceeded the surveillance test acceptance criteria for high differential pressure.
- (2) NMPC procedure GAP-OPS-02, "Control of Hazardous Energy and Configuration Tagging," Revision 6, required that during the application of a markup, the assigned operator placed all necessary devices in the required position and apply a completed tag.



Contrary to the above, on July 26, 1996, during the application of a Unit 1 markup for hydraulic control unit (HCU) 18-31, the assigned operator removed the fuses for HCU 38-18, causing control rod 38-18 to scram.

- (3) NMPC procedure GAP-PSH-01, "Work Control," Revision 15, Section 3.11.1, states that for changes that adversely affect the scope or plant impact statement of a work order (WO) in progress, work shall not continue until the WO has been updated or another WO generated.

Contrary to the above, on July 25, 1996, changes were made to a Unit 2 work order (WO 96-10638-00) related to the Division 2 hydrogen/oxygen (H₂/O₂) monitor. This adversely affected the plant impact statement, and work proceeded without the WO being updated or another WO generated. This resulted in I&C technicians working on the wrong division of the H₂/O₂ monitoring system.

In the aggregate, this is a Severity Level IV violation (Supplement I).

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 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 25th day of November, 1996.

