

ENCLOSURE 1

NOTICE OF VIOLATION

Niagara Mohawk Power Corporation
Nine Mile Point Units 1 & 2

Docket Nos.: 50-220; 50-410
License Nos.: DPR-63; NPF-69

During an NRC inspection conducted from November 9, 1997, to January 3, 1998, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG 1600, the violations are listed below:

- A. Nine Mile Point Unit 1 (Unit 1) Technical Specifications, Section 6.8.1, requires procedures to be written and implemented that meet the requirements of NRC Regulatory Guide (RG) 1.33, "Quality Assurance Program Requirements (Operation)." RG 1.33, Appendix A, identifies procedure adherence as one of the safety related activities that should be covered by written procedures.

Nine Mile Point Nuclear Station Generation Administrative Procedure GAP-PSH-01, "Work Control," Revision 17, Section 3.15.1 requires that personnel shall perform work per direction provided in the work package and applicable work documents.

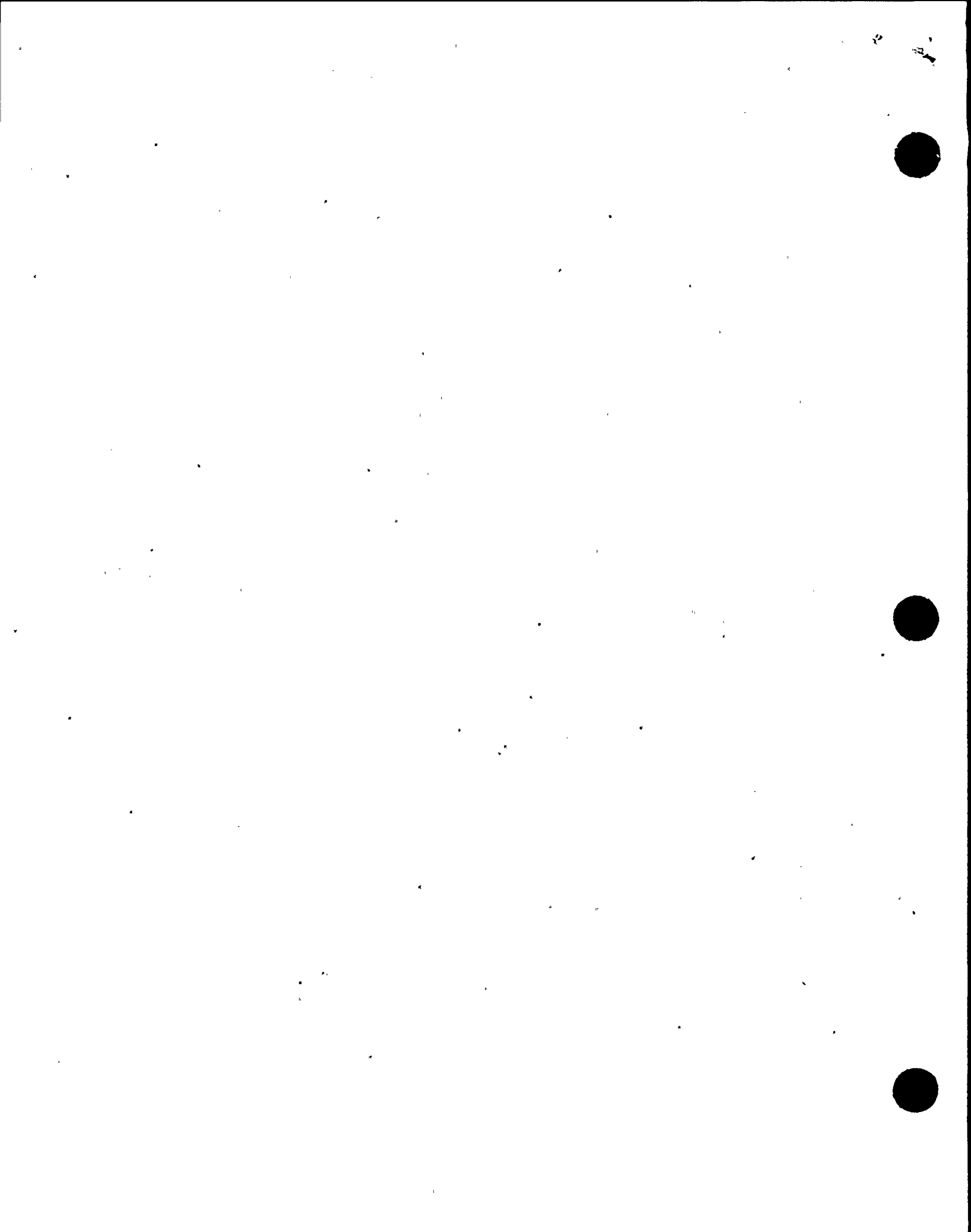
Nine Mile Point Unit 1 Chemistry Surveillance Procedure N1-CSP-V325, "OGESMS Noble Gas Detector Primary Calibration," Revision 01, Step 8.5.16, requires the use of a high energy gamma source for calibration of stack gas radiation monitor RN-10B.

Unit 1 Work Order Number 97-05326-00, Step 1.1.0 specifies the use of high energy gamma source "SA-1226" to be used in performing Unit 1 Procedure N1-CSP-V325, Step 8.5.16.

Contrary to the above, on November 10, 1997, a gamma source designated "SA-296," instead of source "SA-1226," was used in performing Unit 1 Procedure N1-CSP-V325 Step 8.5.1.6, which resulted in an inadvertent isolation of the containment ventilation and purge system.

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

- B. Title 10 of the Code of Federal Regulations Part 50 (10 CFR 50) Appendix R, "Fire Protection Program for Nuclear Power Facilities Operating Prior to January 1, 1979," Section III.J, "Emergency Lighting," requires that emergency lighting units with at least an 8-hour battery power supply shall be provided in all areas needed for operation of safe shutdown equipment and in access and egress routes thereto.



Contrary to the above, as of October 16, 1997, emergency lighting units with at least an 8-hour battery power supply were not provided in the area needed for the operation of safe shutdown equipment. Specifically, no emergency lighting units were provided in the area of valves 05-31 and 05-32 in the emergency cooling condenser vent lines. Manual isolation of valves 05-31 and 05-32 is required by Nine Mile Point Unit 1 Special Operating Procedure N1-SOP-9.1, "Control Room Evacuation," Revision 4, which would be implemented in case of a control room fire.

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

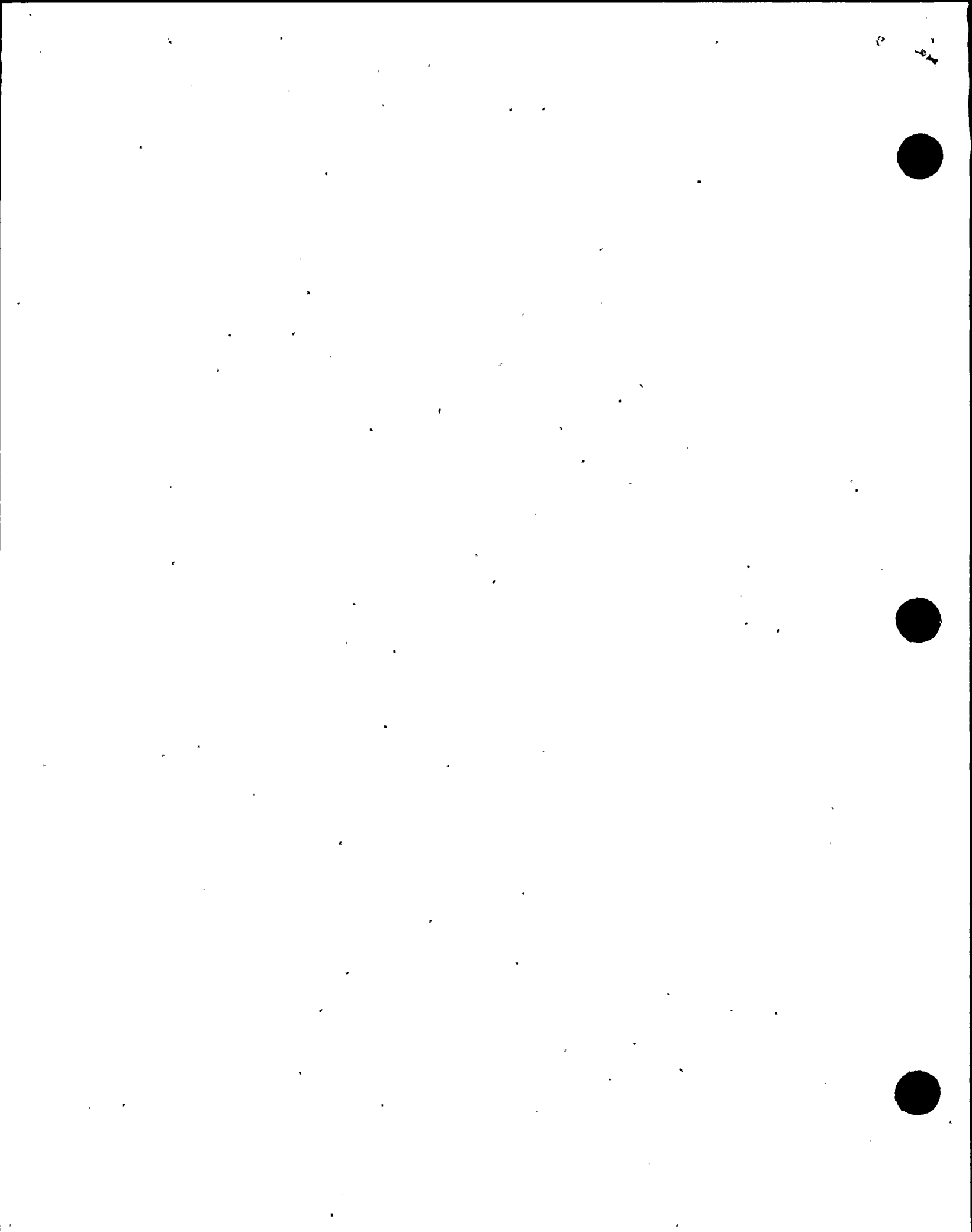
- C. Nine Mile Point Unit 2 Technical Specification Surveillance Requirement 4.1.4.2.b.1 requires the operability of the rod sequence control system (RSCS) be demonstrated by attempting to select and move an inhibited control rod after withdrawal of the first in-sequence control rod for each reactor startup.

Unit 2 surveillance test procedure N2-OSP-RMC-@004, "Rod Sequence Control System Operability Test," Revision 1, was developed to demonstrate that the RSCS was operable in accordance with the Technical Specifications.

Contrary to the above, from 1990 until November 10, 1997, it was determined that the RSCS had not been properly tested, because, following a modification to the rod worth minimizer (RWM), surveillance test procedure N2-OSP-RMC - @ 004 was not changed to bypass the RWM during the test and the RSCS rod block could not be verified with the RWM in service.

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

The NRC has concluded that the information regarding the reason for violations A and B, the corrective actions taken and planned to correct the violations and prevent recurrence and the date when full compliance was achieved is already adequately addressed on the docket in Licensee Event Reports 50-220/97-13 and 50-220/97-12. However, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 if the description therein does not accurately reflect your corrective actions or your position.



Pursuant to the provisions of 10 CFR 2.201, Niagara Mohawk Power Corporation is hereby required to submit a written statement or explanation for the remaining violation: 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 or severity level; (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. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued to show cause 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.

Send all replies 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, within 30 days of the date of the letter transmitting this Notice of Violation (Notice).

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001

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 24th day of February, 1998

