

July 24, 2017
EN-17-022

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Tennessee Valley Authority EA-17-022
Watts Bar Nuclear Plant
Docket No.: 50-390 & 50-391

Subject: ISSUANCE OF CONFIRMATORY ORDER

This is to inform the Commission that on or about July 27, 2017, a Confirmatory Order will be issued to Tennessee Valley Authority (TVA) for a violation at Watts Bar Nuclear Plant.

A violation was identified during the staff's performance of a Problem Identification and Resolution (PI&R) inspection at TVA's Watts Bar Nuclear Plant (WBN), Units 1 and 2 (ML17069A133) - the inspection was conducted as follow-up for a chilled work environment letter (ML16083A479) that had been issued to WBN. The violation involved the licensee's failure to comply with a 2009 Confirmatory Order (ML093510993). Specifically, WBN failed to adequately implement a process to review proposed licensee adverse employment actions; failed to determine whether the proposed action comported with employee protection regulations; and failed to assess whether the proposed actions could negatively impact the Safety Conscious Work Environment (SCWE) at TVA nuclear facilities.

On March 10, 2017, the NRC provided TVA the results of the inspection, and offered the licensee an opportunity to attend a Pre-decisional Enforcement Conference, to respond in writing, or to participate in alternative dispute resolution (ADR) (ML093510993).

TVA requested ADR and a mediation session was held on June 9, 2017, and a preliminary settlement agreement was reached. The settlement actions apply to all TVA nuclear plants and include, but are not limited to: (1) restore full compliance for all currently identified noncompliances; (2) revise policies and procedures to provide reasonable assurance of continued compliance; (3) provide initial and continuing training for TVA staff and supervisors; (4) conduct an independent third party safety culture programmatic review; and (5) management's communication to TVA staff to affirm its commitment to comply with Adverse Employment Action Process requirements.

It should be noted that TVA has been specifically informed of, and agrees to, this enforcement action. The schedule of issuance and notification is:

Mailing of Confirmatory Order	July 27, 2017
Telephone Notification of TVA	July 27, 2017

The State of Tennessee will be notified.

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