

NOTICE OF VIOLATION

Florida Power and Light Company
St. Lucie Nuclear Plant
Units 1 and 2

Docket Nos. 50-335, 50-389
License Nos. DPR-67, NPF-16

During the NRC inspections conducted during the period of November 23, 1997, through January 3, 1998, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedures for NRC Enforcement Actions," NUREG-1600, the violations are listed below:

- A. Section 6.2.2.f of both units' Technical Specifications state, in part, that "Administrative procedures shall be developed and implemented to limit the working hours of unit staff who perform safety-related functions." Furthermore the Technical Specification requires that "An individual should not be permitted to work more than 16 hours in any 24-hour period, nor more than 24 hours in any 48-hour period, nor more than 72 hours in any 7-day period, all excluding shift turnover time."

Contrary to the above:

1. On October 31, 1997, a contract engineer who was subject to performing safety related work, exceeded the requirement by working 29 hours in a 48-hour period.
2. On November 24, 1997, a contract engineer who was subject to performing safety related work, exceeded the requirement by working 29 hours in a 48-hour period.
3. On December 3, 1997, a non-licensed operator who was subject to performing safety related work, exceeded the requirement by working 28 hours in a 48-hour period.

This is a Severity Level IV violation (Supplement I) applicable to both Units.

- B. Section 6.2.2.f of both units' Technical Specifications state, in part, that "Administrative procedures shall be developed and implemented to limit the working hours of unit staff who perform safety-related functions." Additionally, "An individual should not be permitted to work more than 16 hours in any 24-hour period, nor more than 24 hours in any 48-hour period, nor more than 72 hours in any 7-day period, all excluding shift turnover time." Furthermore, the Technical Specifications require that "Any deviation from the above guidelines shall be authorized by the Plant General Manager or his deputy, or higher levels of management."

Contrary to the above, deviations from the overtime guidelines were routinely authorized by the Steam Generator Replacement Project Director rather than the Plant General Manager or his deputy, or a higher level of management during the 1997 Unit 1 Steam Generator Replacement and

Refueling Outage. This included deviations on October 21, and December 1, 1997.

This is a Severity Level IV violation (Supplement I) applicable to both Units.

- C. Technical Specification 6.8.1 requires that the licensee implement and maintain the procedures recommended in Appendix A of Regulatory Guide 1.33, Revision 2, 1978 including locking and tagging of equipment.

Procedure ADM-09.04, Revision 2, "In-Plant Equipment Clearance Orders," Section 6.15.10 stated that boundary modifications should be processed using the computer system.

Procedure ADM-09.04, Revision 2, "In-Plant Equipment Clearance Orders," Section 6.1.17 allowed a system with an unisolable clearance provided that "Parameters are being maintained by the Operations shift for control of protective conditions."

Contrary to the above,

1. On November 16, 1997, the Clearance Center Supervisor failed to process a boundary modification using the computer system. An Equipment Clearance Order Boundary Modification was implemented using only the hard copy of the clearance. A difference in the two versions of the clearance order led to the valve being left open after returning the system to service.
2. On December 16, 1997, the licensee chose to implement an unisolable clearance but did not maintain parameters for the control of protective conditions. A tagless clearance was established to allow filling the Reactor Coolant System to 29 feet 6 inches. However, the level in the Reactor Coolant System was subsequently raised to 30 feet.

This is a Severity Level IV violation (Supplement I) applicable to Unit 1 only.

The NRC has concluded that information regarding the reason for Violation A, the corrective actions taken and planned to correct the violation and prevent recurrence, and the date when full compliance was achieved, is already adequately addressed on the docket in this Inspection Report. 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. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555-0001, with a copy to the Regional Administrator, Region II, and a copy to the NRC Resident Inspector at the St. Lucie Nuclear Plant, within 30 days of the date of the letter transmitting this Notice of Violation (Notice).

Pursuant to the provisions of 10 CFR 2.201, the Florida Power & Light Company is hereby required to submit a written statement or explanation for Violations B and C to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555-0001, with a copy to the Regional Administrator, Region II, and a copy to the NRC Resident Inspector at the St. Lucie Nuclear Plant, within 30 days of the date of the letter transmitting this Notice of Violation (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 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 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.

If you contest this enforcement action, you should also provide a copy of your response to the U.S. Nuclear Regulatory Commission, ATTN: Director, Office of Enforcement, Washington, D.C. 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. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.790(b) to support a request for withholding confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

Dated at Atlanta, Georgia
this 2nd day of February 19 98.