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FACIL: 50-335 St. Lucie Plant, Unit 1, Florida Power & Light Co.
50-389 St. Lucie Plant, Unit 2, Florida Power & Light Co.
AUTH. NAME: MALLETT, B.S. AUTHOR AFFILIATION: Region 2 (Post 820201)
RECIP. NAME: PLUNKETT, T.F. RECIPIENT AFFILIATION: Florida Power & Light Co.

DOCKET #
05000335
05000389

SUBJECT: Forwards insp rept 50-335/99-10 & 50-389/99-10 on 990412-16 & 0503-07. Two violations noted being treated at non-cited violations. Insp focused on conduct of security activities in specific areas.

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June 11, 1999

Florida Power and Light Company
ATTN: Mr. T. F. Plunkett
President - Nuclear Division
P. O. Box 14000
Juno Beach, FL 33408-0420

SUBJECT: NRC INSPECTION REPORT NOS. 50-335/99-10 AND 50-389/99-10

Dear Mr. Plunkett:

This refers to the inspection conducted on April 12-16 and May 3-7, 1999, at the St. Lucie facility. The enclosed report presents the results of this inspection. The focus of the inspection was to review the conduct of your security activities in specific areas.

The inspection report contains a number of conclusions regarding the performance of your security program in the areas reviewed. As discussed in a May 26, 1999, telephone conversation between Messrs. J. A. Stall, G. Bird, and me, four of these findings are of the most concern to us. They are: (1) duties were assigned to the Security Shift Specialist that could interfere with the Specialist's ability to lead and direct security operations during an emergency, (2) a problem associated with the process (people and equipment) for the detection of explosive devices in one access location (3) the assignment of other (competing) tasks to your initial response force that could interfere with their ability to respond to the design basis threat in accordance with your Physical Security Plan (PSP), and (4) not using the corrective action processes available to resolve problems identified in the security area. The first two findings are considered violations of NRC requirements.

One general performance objective of the physical protection system and security organization stated in 10 CFR 73.55(a) and (h) is to protect against the design basis threat as defined in 10 CFR 73.1 (a). Your PSP and contingency plans were developed to support this objective. The concern with the four findings summarized above is that they could have an impact on your ability to respond to the design basis threat in a timely and effective manner. In addition, as you make changes in the areas encompassed by the findings, you should evaluate those changes against your PSP and contingency plans to ensure that requirements continue to be met. During the telephone conversation, Messrs. Stall and Bird indicated they understood the four findings and the NRC's concern, but disagreed that the first two findings were violations of NRC requirements. However, Messrs. Stall and Bird indicated that steps have been taken to address each of the findings, including an evaluation to determine the impact of assigning competing duties to the response force. We would like to review the results of your evaluation when completed.

After reviewing the information provided by Messrs. Stall and Bird provided during the May 26 telephone conversation, information provided at the exit meeting, and information gathered during the course of our inspection, we conclude that the two violations mentioned above

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occurred as described in the enclosed inspection report. These violations are being treated as Non-Cited Violations (NCVs), consistent with Appendix C of the Enforcement Policy. If you contest the violation or severity level of these NCVs, you should provide a response within 30 days of the date of this inspection report, with the basis for your denial, to the Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington DC 20555-0001, with copies to the Regional Administrator, Region II, the Resident Inspector at your facility and the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response will be placed in the NRC Public Document Room .

Sincerely,



Bruce S. Mallett, Director
Division of Reactor Safety

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

Enclosure: NRC Inspection Report

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(cc w/encl cont'd - See page 3)

FP&L

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