

NOTICE OF VIOLATION

Consumers Power Company
Jackson, Michigan

License No. 21-08606-03
Docket No. 030-04868

As a result of the inspection conducted on July 26 - August 2, 1990, and in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, (1989) (Enforcement Policy) the following violation was identified:

License Condition No. 16 states that the licensee may transport licensed material in accordance with the provisions of 10 CFR Part 71, "Packaging and Transportation of Radioactive Material."

10 CFR 71.5 states that each licensee who transports licensed material outside of the confines of its plant or other place of use shall comply with the applicable requirements in 49 CFR Parts 170 through 189.

49 CFR 173.25(a)(2) requires that the overpack used with packages containing hazardous material is marked with the proper shipping name and identification number, and labeled as required.

Contrary to the above, on July 19, 1990, an overpack used with a package containing hazardous (radioactive) material was not marked with the proper shipping name and identification number, and not labeled as required.

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

The inspection showed that steps had been taken to correct the identified violation and to prevent recurrence. Consequently, no reply to the violation is required and we have no further questions regarding this matter.

August 16, 1990
Dated

Roy J. Caniano
Roy J. Caniano, Chief
Nuclear Materials Safety
Section 2

00205