

SEP 17 1990

In Reply Refer To:
Docket: 50-298/90-15

Nebraska Public Power District
ATTN: George A. Trevors, Senior Staff
Advisor - Nuclear Power Group
P.O. Box 499
Columbus, Nebraska 68602-0499

Gentlemen:

This refers to the Notice of Violation (NOV) dated April 30, 1990, and the conference call with Mr. J. M. Meacham of the Nebraska Public Power District (NPPD) staff on September 10, 1990.

In your letter of May 30, 1990, you took exception to this violation. Your basis for this exception was that you submitted two inquiry questions concerning the exemption of nonintegral attachments to the ASME Section XI Code Committee and the Code Committee agreed favorably in your behalf. In a letter dated June 21, 1990, we informed NPPD that this issue would be referred to the technical staff of the Office of Nuclear Reactor Regulation (NRR) for review. We have completed our review of this issue and have determined that NPPD misinterpreted the ASME code requirements. It appears that the Code Committee was not informed of all the facts. The NRC staff will interact with the Code Committee to clarify our position.

As the result of this review, we have concluded that the violation is appropriate. Consequently, you are required to respond to this violation, in writing, within 30 days of the date of this letter, in accordance with the provisions of Section 2.201 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations.

The response directed by this letter and the accompanying Notice is not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

Should you have any questions concerning this inspection, we will be pleased to discuss them with you.

Sincerely,

Signed by
Dwight D. Chamberlain for
Samuel J. Collins, Director
Division of Reactor Projects

cc: (see next page)

RIV:RI:PSS* *CS*
CJohnson/cjg
09/17/90

C:PSS*
TStetka
/ /90

D:DRS*
LJCallan
/ /90

DRP for
D:DRP for
SJCollins
9 /17/90

*previously concurred

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FDR ADOCK 05000298
PDC

IE01

Nebraska Public Power District

-2-

Nebraska Public Power District
ATTN: G. D. Watson, General Counsel
P.O. Box 499
Columbus, Nebraska 68602-0499

Cooper Nuclear Station
ATTN: John M. Meacham, Division
Manager, Nuclear Operations
P.O. Box 98
Brownville, Nebraska 68321

Nebraska Department of Environmental
Control
ATTN: Dennis Grams, Director
P.O. Box 98922
Lincoln, Nebraska 68509-8922

Nemaha County Board of Commissioners
ATTN: Larry Bohlken, Chairman
Nemaha County Courthouse
1824 N Street
Auburn, Nebraska 68305

Nebraska Department of Health
ATTN: Harold Borchert, Director
Division of Radiological Health
301 Centennial Mall, South
P.O. Box 95007
Lincoln, Nebraska 68509-5007

Kansas Radiation Control Program Director

U.S. Nuclear Regulatory Commission
ATTN: Senior Resident Inspector
P.O. Box 218
Brownville, Nebraska 68321

U.S. Nuclear Regulatory Commission
ATTN: Regional Administrator, Region IV
611 Ryan Plaza Drive, Suite 1000
Arlington, Texas 76011

bcc to DMB (IE01)

bcc distrib. by RIV:

R. D. Martin

Section Chief (DRP/C)

DRSS-FRPS

RIV File

RSTS Operator

P. J. Connor, NRR Project Manager (MS: 11-D-23)

Resident Inspector

Lisa Shea, RM/ALF

MIS System

Project Engineer (DRP/C)

DRP

DRS

T. Stetka

C. Johnson