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APR 05 1994

License/Docket Nos. DPR-53/50-317; DPR-69/50-318
EA 94-060

Mr. Robert E. Denton
Vice President - Nuclear Energy
Baltimore Gas and Electric Company
Calvert Cliffs Nuclear Power Plant
1650 Calvert Cliffs Parkway
Lusby, Maryland 20657 - 4702

Dear Mr. Denton:

SUBJECT: NRC Security Inspection Nos. 50-317/94-12; 50-318/94-12 (3/2-3/94)

This letter refers to above subject inspection of the controls on vehicles permitted access to the Calvert Cliffs Nuclear Power Plant, Units 1 and 2, and of your process for developing Security Plan revision submittals to the NRC. The inspection was accomplished by Messrs. R. J. Albert and E. C. McCabe of this office. Its purpose was to determine whether activities authorized by the license were conducted safely and in accordance with NRC requirements. Our inspection findings were based on inspector observations, discussions with your staff, and review of selected procedures and records. The preliminary inspection findings were discussed with members of your staff at the conclusion of the inspection on March 3, 1994.

Two apparent violations identified during the inspection are being considered for escalated enforcement action in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions" (Enforcement Policy), 10 CFR Part 2, Appendix C. They concern:

- A potential violation of 10 CFR 50.9 because your 10 CFR 50.54(p) submittal of Revision 29 to your site Security Plan appeared not to be accurate in all material respects.
- A potential violation of Security Plan requirements because Supplementary Designated Licensee Vehicles (SDLVs) were permitted to be parked outside the protected area for an extended period. At the time of this inspection, this violation had been corrected.

Please be advised that the number and characterization of the apparent violations described above and in the enclosed inspection report may change as a result of further NRC review. No Notice of Violation is presently being issued for these inspection findings.

As discussed between Mr. C. Cruse of your staff and Mr. J. Joyner of this office, an enforcement conference to discuss the apparent violations will be held in the NRC Region I office at 10:00 a.m., April 19, 1994. That conference will be transcribed. The decision to hold

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an enforcement conference does not mean that the NRC has determined that a violation has occurred or that enforcement action will be taken. During the enforcement conference, we expect you to discuss, in particular, the following:

- your assessment of the adequacy of your process for assuring the accuracy of Security Plan revisions and other submittals to the NRC.

In addition, we wish to have you discuss the general topic of changes to site procedures and/or practices before the NRC has changed the associated requirements or guidance. In this regard, we particularly wish to hear your position on the issue of exempting armed security personnel from searches other than explosive searches, and your rationale for the related change incorporated in Revision 29 to your Security Plan. (This issue is discussed in Detail 3.2 of the enclosed report.)


The other purposes of the enforcement conference include: (1) discussion of the apparent violations and their causes and safety significance; (2) providing you the opportunity to point out any errors in our inspection report; and (3) providing an opportunity for you to present your proposed corrective actions. Further, the enforcement conference is an opportunity for you to provide information concerning your perspectives on: the severity of the violations; the application of the factors the NRC considers in determining the amount of a civil penalty that may be assessed in accordance with Section VI.B.2 of the enforcement policy; and any other application of the Enforcement Policy in this case, including the exercise of discretion in accordance with Section VII of the Enforcement Policy.

You will be advised by separate correspondence of the results of our deliberations on the matters discussed in the enforcement conference. No response regarding the apparent violations is required at this time.

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

Sincerely,

Original Signed By;
James H. Joyner

 Charles W. Hehl, Director
Division of Radiation Safety
and Safeguards

Enclosure: NRC Region I Combined Inspection Report Nos. 50-317/94-12; 50-318/94-12

cc w/encl:

G. Detter, Director, Nuclear Regulatory Matters (CCNPP)
R. McLean, Administrator, Nuclear Evaluations
J. Walter, Engineering Division, Public Service Commission of Maryland
K. Burger, Esquire, Maryland People's Counsel
R. Ochs, Maryland Safe Energy Coalition
K. Abraham, PAO (2)
Public Document Room (PDR)
Local Public Document Room (LPDR)
Nuclear Safety Information Center (NSIC)
NRC Resident Inspector
State of Maryland (2)

Baltimore Gas & Electric Company

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K. Abraham, PAO (2)

Public Document Room (PDR)

Local Public Document Room (LPDR)

Nuclear Safety Information Center (NSIC)

NRC Resident Inspector

State of Maryland (2)

bcc w/encl:

Region I Docket Room (with concurrences)

C. Cowgill, DRP

L. Nicholson, DRP

R. Fuhrmeister, DRP

P. Wilson - Calvert Cliffs

R. Capra, NRR

D. McDonald, NRR

B. Letts, OI

D. Holody, ORA

bcc w/encl: (VIA E-MAIL)

M. Shannon (MXS1)

V. McCree, OEDO (VMM)

RI:DRSS

RSA

Albert

3/28/94

RI:DRSS

P

McCabe

3/29/94

RI:DRSS

JAS

Joyner

3/28/94

~~RI:DRSS~~

~~*X*~~

~~Shankman~~

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RI:DRSS

JAS

Hehl

4/5/94

Note: OI RI (Matchus) orally stated they have no objection to this report being issued @ 4/1/94