

APPENDIX A

NOTICE OF VIOLATION

Houston Lighting & Power Company
South Texas Project Electric Generating Station

Docket: 50-498
License: NPF-76

During an NRC inspection conducted on March 14-18, 1994, two violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, the violations are listed below:

- A. 10 CFR 50.72(a)(2), states, in part, "the licensee shall notify the NRC as soon as practical and in all cases, within four hours of the occurrence of any event found while the reactor is shut down that, had it been found while the reactor was in operation, would have resulted in the nuclear power plant, including its principal safety barriers, being seriously degraded"

Contrary to the above, on January 24, 1994, with the reactor shut down, the licensee determined that the Fuel Handling Building Exhaust System was not protected at the main exhaust vent from the adverse effects of a tornado as provided in the design basis, and did not notify the NRC of this condition. Had this been found while the reactor was in operation, the Fuel Handling System would have been in a seriously degraded condition.

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

- B. 10 CFR 50.9, states, in part, "information provided to the Commission by an applicant for a license or by a licensee or information required by statute or by the Commission's regulations, orders, or license conditions to be maintained by the applicant or the licensee shall be complete and accurate in all material respects"

Contrary to the above, on March 2, 1994, the licensee submitted Licensee Event Report 94-003, which inaccurately states that the licensee notified the NRC on January 24, 1994, of a condition which was reportable and which represented a condition that was outside the design basis of the plant.

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

Pursuant to the provisions of 10 CFR 2.201, Houston Lighting & Power Company is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region IV, 611 Ryan Plaza Drive, Suite 400, Arlington, Texas 76011, and a copy to the NRC Resident Inspector at the facility that is the subject of this Notice, 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, (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. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued to show cause 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.

Dated at Arlington, Texas
this day of 1994