

July 14, 1994

Docket No. 50-454
Docket No. 50-455

Commonwealth Edison Company
ATTN: Mr. K. Graesser
Site Vice President
Byron Nuclear Power Station
4450 North German Church Road
Byron, IL 61010

Dear Mr. Graesser:

This refers to the inspection conducted by Messrs. M. Bailey and J. Hansen of this office on June 20 - 24, 1994. The inspection included a review of authorized activities for your Byron Nuclear Power Station. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the enclosed report.

Areas examined during the inspection are identified in the report. The inspection consisted of a review of training administrative procedures, representative records, requalification training materials, and observation of licensed operators during administration of the requalification examination. Additionally, interviews were conducted with members of the operations and training departments.

The results of this inspection identified that the licensed operator requalification training program was being implemented in accordance with 10 CFR Part 55 requirements. However, a certain portion of your licensed activities appeared to be in violation of 10 CFR Part 50 requirements, as specified in the enclosed Notice of Violation (Notice). The violation involves the failure of the facility licensee to prevent an inactive licensed senior operator from performing licensed duties. This is of concern because the facility licensee must ensure proper measures are in place to prevent the manipulation of the controls or the direction of licensed activities by anyone who is not an active licensed operator or senior operator pursuant to 10 CFR Part 55 except as provided for in 10 CFR Part 55.13.

Although you identified the specific instance noted in the violation, our inspection identified poor management controls in this area and an additional individual listed as having an active license who did not meet the requirements for an active license. As a result when we compared this issue with the criteria of Section VII.B of the Enforcement Policy (non-cited violations), we determined it was appropriate to issue a violation for this case.

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July 14, 1994

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence. After reviewing your response to this Notice, including your proposed corrective actions, and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

In accordance with 10 CFR 2.790 of the Commission's regulations, a copy of this letter and the enclosed report will be placed in the NRC Public Document Room.

The responses directed by this letter and the accompanying Notice are 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.

We will gladly discuss any questions you have concerning this inspection.

Sincerely,

Original signed by Mark A. Ring (for)

G. Grant, Director
Division of Reactor Safety

Enclosures:

1. Notice of Violation
2. Inspection Report
50-454/94014(DRS)
3. Simulation Facility Report

See Attached Distribution

RIII	RIII	RIII	RIII	RIII	RIII
-----See Following Page-----					
Bailey/cg	Hansen	Burdick	Jorgensen	Ring	Grant
07/ /94	07/ /94	07/ /94	07/ /94	07/ /94	07/14/94

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cc w/enclosures:

J. C. Brons, Vice President
Nuclear Support
G. Schwartz, Station Manager
D. Brindle, Regulatory Assurance
Supervisor
D. Farrar, Nuclear Regulatory
Services Manager
OC/LFDCB
Resident Inspectors, Byron,
Braidwood, Zion
Richard Hubbard
Nathan Schloss, Economist, Office
of the Attorney General
State Liaison Officer, Wisconsin
State Liaison Officer
Chairman, Illinois Commerce Commission
S. Stein, SRS
T. K. Higgins, Support Services Director
J. P. Popkins, Training Supervisor
R. Wegner, Shift Operations Supervisor
R. Assa, LPM, NRR
T. Mendiola, LOLB, NRR

bcc w/enclosures: PUBLIC - IE42

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Bailey/cg
07/13/94

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Hansen
07/13/94

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B
Burdick
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