

APPENDIX A

NOTICE OF VIOLATION

Nebraska Public Power District
Cooper Nuclear Station

Docket: 50-298
License: DPR-46

During an NRC inspection conducted on May 8 through June 18, 1994, three 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 73.55 (d)(2) states, in part, that, at the point of personnel and vehicle access into a protected area, all hand carried packages shall be searched for devices such as firearms, explosives, and incendiary devices or other items which could be used for radiological sabotage.

Contrary to the above, at 12:55 p.m. on June 9, 1994, at the point of personnel access into a protected area, the licensee did not search a hand-carried package for devices such as firearms, explosives, and incendiary devices, or other items which could be used for radiological sabotage in that a security guard entered the protected area with a hand-carried package that had not been searched.

This is a Severity Level IV violation (298/9415-01) (Supplement I).

- B. 10 CFR Part 50, Appendix B, Criterion V states, in part, that activities affecting quality shall be prescribed by documented instructions of a type appropriate to the circumstances and shall be accomplished in accordance with these instructions.

Contrary to the above, on March 16, 1994, the licensee used an inadequate special instruction to perform check valve maintenance in that no specific instructions were given for the use of a feeler gauge, which is required for the installation of a flexitallic gasket to verify proper gasket crush.

This is a Severity Level IV violation (298/9415-02) (Supplement I).

- C. The Cooper Nuclear Station license states, in part, that the facility is authorized to operate at steady-state, reactor core power levels not in excess of 2381 megawatts (thermal).

Contrary to the above, from 1980 to April 1994, at those times when the reactor was operated at full power, the actual reactor power exceeded the steady state limit of 2381 megawatts (thermal) in that actual power was approximately 2400 megawatts (thermal) due to the licensee not compensating for an error in the calibration of the pressure transmitters used for feedwater flowrate determination.

This is a Severity Level IV violation (298/9415-03) (Supplement I).

Pursuant to the provisions of 10 CFR 2.201, Nebraska Public Power District 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 *29th* day of *July* 1994