

SAFEGUARDS INFORMATION

Yellow

MAR 07 1984

Tennessee Valley Authority
ATTN: Mr. H. G. Parris, Manager
of Power and Engineering
500A Chestnut Street Tower II
Chattanooga, TN 37401

Gentlemen:

SUBJECT: PROPOSED IMPOSITION OF CIVIL PENALTY EA 83-142
(REFERENCE: REPORT NOS. 50-259/83-51, 50-260/83-51
AND 50-296/83-51)

This refers to the special Safeguards inspection conducted by Mr. A. Tillman of this office on November 14-18, 1983, of activities authorized by NRC License Nos. DPR-33, DPR-52 and DPR-68, at the Browns Ferry 1, 2 and 3 facility and to the discussion of our findings held with Mr. J. E. Swindell, Assistant Plant Superintendent, at the conclusion of the inspection.

The purpose of this inspection was to evaluate the significance of the licensee's failure to control access to a vital area. The findings revealed that on November 10, 1983, access to a vital area was not controlled in that the security officer assigned to control access to the vital area left the vital area unattended during a practice radiological evacuation drill. This resulted in an apparent violation of regulatory requirements. The violation and related NRC concerns were discussed during an Enforcement Conference conducted in the Region II office on December 16, 1983.

The violation identified in the enclosed Notice of Violation and Proposed Imposition of Civil Penalty have been categorized in accordance with NRC Enforcement Policy, 10 CFR Part 2, Appendix C. The failure to provide positive access control to a vital area from within the protected area has been categorized as a Severity Level III violation (Supplement III). This violation is evidence of a security weakness: specifically, the failure of security force personnel to adhere to established procedural requirements. After consultation with the Director of the Office of Inspection and Enforcement, I have been authorized to issue the enclosed Notice of Violation and Proposed Imposition of a Civil Penalty in the amount of Forty Thousand Dollars. We propose to impose this civil penalty to emphasize the need for Tennessee Valley Authority to ensure that its security program is adequately managed to prevent violations of this nature from occurring in the future.

You are required to respond to the Notice of Violation. You should follow the instructions specified in the Notice when preparing your response and, in doing so, you should place all Safeguards Information as defined in 10 CFR 73.21 only in enclosures, so as to allow your letter to be placed in the Public Document Room. In your reply you should give particular attention

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Q PDR

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to those actions designed to increase the effectiveness of the management of your security program, particularly with regard to delineation of responsibilities of security personnel in order to ensure continuing compliance with NRC requirements in this area. Your reply to the Notice and the results of future inspections will be considered in determining whether further enforcement action is appropriate.

The material enclosed herewith contains Safeguards Information as defined by 10 CFR 73.21 and its disclosure to unauthorized individuals is prohibited by Section 147 of the Atomic Energy Act of 1954, as amended. Therefore, the material will not be placed in the Public Document Room.

The responses directed by this letter and the enclosed Notice are not subject to the clearance procedures of the Office of Management and Budget, issued under the Paperwork Reduction Act of 1980, PL 96-511.

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

Sincerely,

James P. O'Reilly
Regional Administrator

Enclosure:
Notice of Violation and Proposed
Imposition of Civil Penalty
(Safeguards Information)

cc w/encl:
J. A. Coffey, Director of
Nuclear Power
G. T. Jones, Plant Superintendent
J. W. Anderson, Manager
Office of Quality Assurance
H. N. Culver, Chief, Nuclear
Safety Review Staff
D. L. Williams, Jr., Supervisor
Licensing Section
R. E. Rogers, Project Engineer

bcc w/encl:
IE File
NMSS/SGPL
NRR/DL/SSPB

bcc w/Inspection Summary: (See Page 2)

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Document Control Desk, 016
NRC Resident Inspector
State of Alabama

RII
af
ATillman:cdg
02/27/84

RII
DMG
DRMGuire
02/27/84

RII
ce
CEConer
02/27/84

RII
JP
JPStohr
02/28/84

RII
RB
RCButcher
02/28/84

RII
for RB
FSCantrell
02/28/84

RII
DMV
DMVerre
02/29/84

RII
RL
RCLewis
02/29/84

RII
JMP
JMPuckett
03/7/84

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