October 17, 1995 EN 95-061

OFFICE OF ENFORCEMENT NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee:

ee: Houston Lighting & Power Company (EA 95-077) South Texas Project Electric Generating Station Docket Nos. 50-498, 50-499

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$160,000

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$160,000 will be issued on or about October 17, 1995, to Houston Lighting & Power (HL&P) Company. The action is based on an investigation by the Office of Inspector General and a recently issued Department of Labor Administrative Law Judge's Recommended Decision and Order that found that discrimination had occurred against two former members of HL&P's security department. The action consists of two Severity Level II violations, one violation for each of two incidents of discrimination by an STP manager and are cited at Severity Level II because the manager was in a position above first-line supervision. In addition to this action, the staff is issuing a Notice of Violation, without civil penalty, to the HL&P manager that was involved. The Commission was consulted on this proposed action in SECY 95-224 and the Commission approved the proposal in a Staff Requirements Memorandum issued on October 17, 1995.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice	October	17,	1995
Telephone Notification of Licensee	October	17,	1995

The State of Texas will be notified.

The licensee has thirty days from the date of the Notice in which to respond and address the corrective actions taken to address this matter pursuant to the provisions of 10 CFR 2.201. The licensee is not required to pay the civil penalty or file an answer protesting the civil penalty, in accordance with 10 CFR 2.205, until 30 days from the date of the final decision by the Secretary of Labor in this matter. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

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PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL VERIFICATION THAT LICENSEE HAS RECEIVED ACTION

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