

APPENDIX A

NOTICE OF VIOLATION

Nebraska Public Power District  
Cooper Nuclear Station  
Brownville, Nebraska

Docket No. 50-298  
License No. DPR-46

During an NRC inspection conducted on October 4 through November 14, 1992, 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. Title 10 CFR 50.34(c) requires that each application for a license to operate a production or utilization facility shall include a physical security plan.

The Cooper Nuclear Station Physical Security Plan, Section 1.5.2, requires that escorts exercise and maintain control of visitors at all times.

Cooper Nuclear Station Operations Manual, Plant Services Procedure 1.15, "Visitor/Tour Station Access," Revision 8, Section 4.2.1, states that an escort is responsible to exercise and maintain control of the visitor at all times.

Contrary to the above, on October 5, 1992, an individual with escort responsibility did not exercise and maintain control of a visitor (i.e., an individual not authorized by the licensee to enter protected areas without an escort) while the visitor was working within the protected area in that the escort did not keep the visitor in sight while the visitor was in a room with multiple exits.

This is a Severity Level IV violation. (Supplement III) (298/9222-02).

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

Cooper Nuclear Station Procedure 0.7, Revision 8, "Flammable, Combustible, and Chemical Material Control," paragraph 8.3.2.2.c states that, during storage and use, gas cylinders shall be individually secured to a fixed support by a restraint, and paragraph 8.3.2.3 states that use of wheel-mounted carts of approved design are permitted for certain uses of gas cylinders.

Contrary to the above, from approximately April 11 until October 6, 1992, a compressed gas cylinder on the refueling floor, an activity affecting quality, was not accomplished in accordance with approved

procedures in that the cylinder was not secured to a fixed support and was not on a wheel-mounted cart of approved design.

This is a Severity Level IV violation. (Supplement I) (298/9222-01)

Pursuant to the provisions of 10 CFR 2.201, the 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, 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 demand for information may be issued as to 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 *14th* day of *December* 1992