

ENCLOSURE 1

NOTICE OF VIOLATION

Nebraska Public Power District
Cooper Nuclear Station

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

During an NRC inspection conducted on January 12 through February 22, 1997, two violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, the violations are listed below:

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

Contrary to the above on February 4, 1997, the inspectors determined that Procedure 7.3.1.6, "125/250v Station Battery Charger Protective Relays Testing and Calibration," Revision 7, was not properly implemented. In particular: (1) Section 4 of Procedure 7.3.1.6 contained a note requiring the performance of an action, which was not performed until addressed by the inspector after completion of subsequent steps; (2) Section 4 did not contain instructions on the method to determine the as found condition of a relay if it was outside its calibration range, which caused technicians to perform actions not stated in the procedure; and (3) the procedure incorrectly stated the test position of a relay contact and the technicians failed to recognize this during at least three performances of this procedure.

This is a Severity Level IV violation. (Supplement I) (298/97002-03)

- B. Criterion XVI of Appendix B to 10 CFR Part 50 requires that conditions adverse to quality, such as failures, malfunctions, deficiencies, deviations, defective material and equipment, and nonconformances are promptly identified and corrected. In the case of significant conditions adverse to quality, the measures shall assure that the cause of the condition is determined and corrective action taken to preclude repetition.

Procedure 0.5, "Problem Identification and Resolution," Revision 8, Step 14, 13.1, requires that any individual aware of a problem that is or potentially could be a condition adverse to quality is responsible for initiating a problem identification report. Step 1 states, in part, that this procedure provides instructions for identification of problems and includes significant conditions adverse to quality as defined in 10 CFR Part 50, Appendix B.

Contrary to the above, on February 6, 1997, the inspectors determined that the licensee failed to enter into the problem identification report process three examples of a failure to properly implement Procedure 7.3.1.6.

This is a Severity Level IV violation. (Supplement I) (298/97002-04)

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. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a 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.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR and provide the legal basis to support your request for withholding the information from the public.

Dated at Arlington, Texas
this 31st day of March 1997