

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 February 23 through April 5, 1997, one violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, the violations are listed below:

Technical Specification 6.3.2, states, in part, written procedures and instructions shall be established, implemented, and maintained for the fire protection program.

Procedure 0.39, "Fire Watches," Revision 12, Step 8.4.1, states in part, that all fire watch personnel shall be diligent in their observance of the affected area and alert for signs of fire and smoke. Fire watch personnel shall maintain continuous observation of the affected area.

Procedure 0.39, Step 8.1.4, states, in part, that immediately prior to the start of the hot work, the fire watch shall ensure combustible material shall be protected from hot work. Protection is required for a radius of 35 feet from the hot work.

Contrary to the above, on March 6, 1997, during installation of Modification 94-072, fire watch personnel did not maintain continuous observation of the affected area in that sparks from welding and grinding extended beyond the range of the view of the camera used for fire watch observation. Also, fire watch personnel did not ensure that combustible material, which was located within 35 feet of hot work in progress, was protected.

This is a Severity Level IV violation (Supplement 1)(298/97003-06).

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 16th day of May 1997