



Duke Energy Corporation

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Gary R. Peterson
Vice President

September 25, 1998

U. S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, D.C. 20555

Subject: Duke Energy Corporation
Catawba Nuclear Station, Units 1 and 2
Dockets 50-413 and 50-414
Reply to Notice of Violation (NOV)
Inspection Report 50-413, 414/97-12
Commitment Clarification

The purpose of this correspondence is to provide clarification to a commitment made in the Reply to Notice of Violation 50-413, 414/97-12 submitted December 10, 1997.

Violation 97-12-04 was issued because inconsistencies in security program documents could allow for Duke's failure to report security badges available for issue to individuals whose access should have been restricted (under favorable conditions) in the safeguards event log. Specifically, at the time of this violation, Duke's Nuclear Access Authorization Program (Nuclear System Directive 218, Rev. 10, dated 3/12/97) required that the access of a terminated individual be restricted within 24 hours from the time of employment termination. However, Duke's Nuclear Security Manual, Reporting and Trending of Safeguards and Security Events, Rev. 11, Appendix B, dated 8-1-96, stated that a safeguards event log entry was not required if the situation was identified and deleted during the 31-day review.

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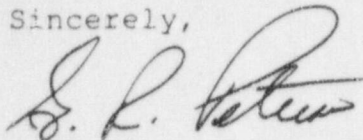
The intent of the commitment was to change the Reporting and Trending of Safeguards and Security Events directive to agree with the time requirements of Duke's Nuclear Access Authorization Program, NSD 218. Reference to the current NSD requirement of 24 hours to restrict favorable badge terminations is being deleted from the response. The commitment is being revised to note that Duke will continue to adhere to the requirements in NSD 218, Nuclear Access Authorization Program.

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If there are any questions concerning this response, please
contact M S Purser at (803) 831-4015.

Sincerely,



G. R. Peterson

XC: w/ attachments

L. A. Reyes, Regional Administrator
P. S. Tam, ONRR
D. J. Roberts, SRI

Attachment

**CATAWBA NUCLEAR STATION
REPLY TO NOTICE OF VIOLATION
413, 414/97-12-04**

Notice of Violation

10CFR 73. 71 requires licensees subject to the provisions of 10CFR73.55 to maintain a current log and record the safeguards events described in paragraph II (a) and (b) of Appendix G to Part 73 within 24 hours of discovery by a licensee employee.

Appendix G to Part 73, paragraph II (a), requires that any failure, degradation, or discovered vulnerability in a safeguards system that could have allowed unauthorized or undetected access to a protected area be recorded within 24 hours of discovery in the safeguards event log.

Contrary to the above, failures, degradation or discovered vulnerabilities in safeguards systems that could have allowed unauthorized or undetected access to a protected area were not being recorded. Specifically, Duke Energy Corporation Nuclear Security Manual, Reporting and Trending of Safeguards and Security Events, Revision 11, Appendix B, inappropriately provided an exception to 10CFR 73, Appendix G, in that it authorized the licensee to not report in the safeguards event log security badges available for issue to an individual whose access should have been restricted (under favorable conditions) and was identified and deleted during the licensee's 31-day review.

This is a Severity Level IV violation (Supplement III).

CATAWBA NUCLEAR STATION
REPLY TO NOTICE OF VIOLATION
413, 414/97-12-04

1. Reason for Violation

Duke Energy Corporation accepts this violation. This violation occurred as a result of incorrect logging guidance incorporated into the Duke Nuclear Security Manual Directive, Reporting and Trending of Safeguards and Security Events.

2. Corrective Actions Taken and Results Achieved

Security now logs each instance in the Safeguards Event Log whereby a security badge for a favorable, voluntary termination is not restricted within the timeframe required by the Nuclear Access Program as reflected in NSD 218.

3. Corrective Action to be Taken to Avoid Future violations

The Nuclear Security Manual Directive, Reporting and Trending of Safeguards and Security Events will be revised to require logging of this type event if the badge is not terminated for a favorable, voluntary termination in the timeframe required in NSD 218, Nuclear Access Program. This commitment will be revised in PIP O-C97-3662 and be assigned to Security.

4. Date of Full Compliance

Duke Energy Corporation is now in full compliance. Catawba currently logs those badge termination events which occur that are not in compliance with its Nuclear Access Program. Catawba has established 24 hours as the appropriate time for deactivation for voluntary separation since no time period is delineated in 10CFR 73 for badge deactivation.