

NOTICE OF VIOLATION
AND
PROPOSED IMPOSITION OF CIVIL PENALTY

Louisiana Power & Light Company
Waterford Steam Electric Station, Unit 3

Docket No. 50-382
License No. NPF-38
EA 86-50

During an NRC inspection conducted on January 1-31, 1986, 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 (1985), the Nuclear Regulatory Commission proposes to impose a civil penalty pursuant to section 234 of the Atomic Energy Act of 1954, as amended ("Act"), 42 U.S.C. 2282, PL 96-295, and 10 CFR 2.205. The particular violations and associated civil penalty are set forth below:

I. Violation Assessed a Civil Penalty

Technical Specification (TS) 3.6.2.1 requires that two independent containment spray systems be OPERABLE with each spray system capable of taking suction from the RWSP on a containment spray actuation signal and automatically transferring suction to the safety injection system sump on a circulation actuation signal. This applies to MODES 1, 2, 3, and 4.

TS 3.0.4 requires that entry into an OPERATIONAL MODE or other specified condition shall not be made unless the conditions of the limiting condition for operation are met without reliance on provisions contained in the ACTION requirements.

Contrary to the above, on December 16, 1985, the plant entered Mode 3 while relying on the ACTION requirements of TS 3.6.2.1 in that Train B of the Containment Spray system was inoperable due to a closed discharge header valve (CS-111B).

This is a Severity Level III violation (Supplement I).
(Civil Penalty - \$50,000)

II. Violation Not Assessed a Civil Penalty

TS 6.8.1 requires, in part, that written procedures be established for the procedures recommended in Appendix A of Regulatory Guide 1.33, Revision 2, February 1978. Regulatory Guide 1.33 Revision 2, Appendix A, requires procedures for performance of maintenance on safety-related equipment. Regulatory Guide 1.33, endorses ANSI N18.7-1976 which requires (paragraph 5.3.5) that provisions be provided for conducting and recording results of required tests.

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Contrary to the above, adequate written procedures were not established for the work required by Condition Identification Work Authorization 024584 in that no written requirements were specified or results recorded for the required operability test on Chiller Unit A of the Essential Chilled Water System following corrective maintenance.

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

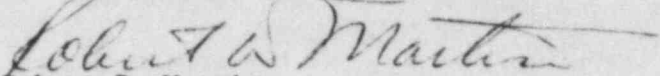
Pursuant to the provision of 10 CFR 2.201, Louisiana Power & Light Company is hereby required to submit to the Director, Office of Inspection and Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 with a copy to the Regional Administrator, U.S. Nuclear Regulatory Commission, Region IV, within 30 days of the date of this Notice a written statement or explanation, including for each alleged violation: (1) admission or denial of the alleged violation, (2) the reasons for the violation if admitted, (3) the corrective steps that have been taken and the results achieved, (4) the corrective steps which will be taken to avoid further violations, and (5) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, the Director, Office of Inspection and Enforcement, may issue an order to show cause why the license should not be modified, suspended, or revoked or why such other action as may be proper should not be taken. Consideration may be given to extending the response time for good cause shown. Under the authority of section 182 of the Act, 42 U.S.C. 2232, this response shall be submitted under oath or affirmation.

Within the same time as provided for the response required above under 10 CFR 2.201, Louisiana Power & Light Company may pay the civil penalty by letter addressed to the Director, Office of Inspection and Enforcement, with a check, draft, or money order payable to the Treasurer of the United States in the cumulative amount of Fifty Thousand Dollars (\$50,000) or may protest imposition of the civil penalty in whole or in part by a written answer addressed to the Director, Office of Inspection and Enforcement. Should Louisiana Power & Light Company fail to answer within the time specified, the Director, Office of Inspection and Enforcement, will issue an order imposing the civil penalty in the amount proposed above. Should Louisiana Power & Light Company elect to file an answer in accordance with 10 CFR 2.205 protesting the civil penalty, such answer may: (1) deny the violations listed in this Notice in whole or in part, (2) demonstrate extenuating circumstances, (3) show error in this Notice, or (4) show other reasons why the penalty should not be imposed. In addition to protesting the civil penalty in whole or in part, such answer may request remission or mitigation of the penalty.

In requesting mitigation of the proposed penalty, the five factors addressed in Section V.B of 10 CFR Part 2, Appendix C should be addressed. Any written answer in accordance with 10 CFR 2.205 should be set forth separately from the statement or explanation in reply pursuant to 10 CFR 2.201 but may incorporate parts of the 10 CFR 2.201 reply by specific reference (e.g., citing page and paragraph numbers) to avoid repetition. Louisiana Power & Light Company's attention is directed to the other provisions of 10 CFR 2.205, regarding the procedure for imposing a civil penalty.

Upon failure to pay any civil penalty due which has been subsequently determined in accordance with the applicable provision of 10 CFR 2.205, this matter may be referred to the Attorney General, and the penalty, unless compromised, remitted, or mitigated, may be collected by civil action pursuant to section 234c of the Act, 42 U.S.C. 2282.

FOR THE NUCLEAR REGULATORY COMMISSION



Robert D. Martin

Regional Administrator

Dated at Arlington, Texas,
this 16th day of April 1986

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