

APPENDIX A

NOTICE OF VIOLATION

Omaha Public Power District
Fort Calhoun Station
Fort Calhoun, Nebraska

Docket No. 50-285
License No. DPR-40
EA 89-64

During an NRC inspection conducted February 27 through March 3, 1989, 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 (1989), the violations are listed below:

License Condition 3.D of Amendment 42 to the Fort Calhoun Station Facility Operating License, dated March 25, 1981, requires that the licensee maintain in effect and fully implement all provisions of the Commission-approved physical security plan (PSP), including amendments and changes made pursuant to the authority of 10 CFR 50.54(p).

A. Failure to Report

10 CFR Part 73, Appendix G, Section I requires all licensees to report certain safeguards events to NRC within 1 hour. 10 CFR Part 73, Appendix G, Section II requires that certain other, less significant safeguards events be reported to NRC by recording the events in a log within 24 hours of discovery.

Contrary to the above, the inspectors determined for the period from July 1, 1988, to the time of this inspection that the licensee failed to report three significant safeguards events to NRC within the 1-hour time frame required and failed to log at least 50 less significant safeguards events that should have been logged in the security log.

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

B. Inadequate Search

Section 3.2.1.5 of the licensee's PSP states, in part, that packages are X-rayed or visually inspected.

Contrary to the above, on November 16, 1988, the licensee failed to adequately search a purse in that a suspicious object identified as a possible weapon by the security officer monitoring the X-ray unit was not examined prior to allowing the individual to enter the Protected Area. The officer also failed to identify the individual, requiring a search of five purses of women who had entered about the time of the event. Although an object was discovered which could have been the object in question, the licensee assumed that it was instead of returning the object to the X-ray machine for verification.

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

Pursuant to the provisions of 10 CFR 2.201, Omaha 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 Fort Calhoun Station NRC Resident Inspector, within 30 days of the date of the letter transmitting this 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 if admitted, (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 may be issued 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. Where good cause is shown, consideration will be given to extending the response time.

Dated at Arlington, Texas,
this 18th day of August 1989.