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DUKE POWER

May 21, 1991

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

Subject: McGuire Nuclear Station
Docket Nos. 50-369, -370
Inspection Report No. 50-369, -370/91-07
Reply to a Notice of Violation

Gentlemen:

Pursuant to 10CFR 2.201, please find attached Duke Power Company's response to Violation 369/370/91-07-01 for McGuire Nuclear Station.

Should there be any questions concerning this matter, contact L.J. Rudy at (704) 373-3413.

Very truly yours,

A handwritten signature in cursive script, appearing to read 'H.B. Tucker'.

H.B. Tucker

LJR/s

Attachment

xc (W/Attachment):
S.D. Ebner
Regional Administrator, Region II

T.A. Reed, ONRR

P.K. VanDoorn
Senior Resident Inspector

MCGUIRE NUCLEAR STATION
RESPONSE TO VIOLATION

Violation 369/370/91-07-01:

Technical Specification 6.8.1 requires that written procedures shall be established, implemented, and maintained covering, in part, Emergency Plan implementation.

10 CFR 50.72.b(v) states that any event that results in a major loss of emergency assessment capability, offsite response capability, or communications capability (e.g., significant portion of control room indication, Emergency Notification System, or offsite notification system) is reportable within one hour.

Contrary to the above, licensee procedure RP/0/A/5700/10, NRC Immediate Notification Requirements, was inadequate, in that it did not implement the requirements of 10 CFR 50.72.b(v) relative to notifying the NRC within one hour after the loss of the Emergency Notification System. The licensee did, however, usually make a "courtesy" information call but these were not being documented.

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

Response:

1. Reason for violation:

On April 11, 1991, an Instrument and Electrical (IAE) Technician discovered and identified that the red phone located in the NRC resident's office was inoperable. The Control Room was notified and determined the Control Room red phone was also inoperable. The Control Room operator referred to RP/0/A/5700/10, NRC Immediate Notification Requirements. Step 4.1.3.5 stated any event that results in a major loss of emergency assessment capability, offsite response capability, or communications capability required a one-hour report utilizing Enclosure 4.2, Significant Event Notification Checklist. Following step 4.1.3.5 was a note stating failure of > 12 sirens required red phone notification. The operators interpreted the requirement applied only to sirens, therefore, a "courtesy" call was made to the NRC rather than an official one-hour call. Researching the procedure and 10 CFR 50.72, it was identified that the examples given in the Code of Federal Regulations was not included in the procedure to specify Emergency Notification System.

2. Corrective actions taken and results achieved:

RP/0/A/5700/10 has been revised to include the examples provided in 10 CFR 50.72.b(v).

3. Corrective actions to be taken to avoid further violations:

- a. A complete review of Enclosure 4.1, Events Requiring NRC Notification, is in progress to determine if any other examples have not been included from the Code of Federal Regulations.
 - b. A training package will be covered with all licensed operators to assure knowledge of reporting requirements related to Loss of Emergency Notification System.
4. Dates when full compliance will be achieved:
- a. Review of Enclosure 4.1 will be complete by 5/31/91.
 - b. Training for licensed operators will be complete by 8/30/91.