



Log # TXX-95294
File # 10130
IR 95-23
Ref. # 10CFR73.21

November 22, 1995

C. Lance Terry
Group Vice President

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

SUBJECT: COMANCHE PEAK STEAM ELECTRIC STATION (CPSES)
DOCKET NOS. 50-445 AND 50-446
NRC INSPECTION REPORT NOS. 50-445/95-23; 50-446/95-23
RESPONSE TO NOTICE OF VIOLATION (445/9523-01; 446/9523-01)

Gentlemen:

TU Electric has reviewed the NRC letter dated October 26, 1995, concerning the inspection conducted by Inspector Mr. B. Ernest during the period of October 2 through October 5, 1995. The Inspection Report and attached Notice of Violation were dated October 26, 1995.

The Notice of Violation describes a failure to adequately protect Safeguards Information. Our response is attached.

9511290235 951122
PDR ADOCK 05000445
Q PDR

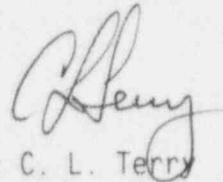
P. O. Box 1002 Glen Rose, Texas 76043

LEO
11/1

TXX-95294
Page 2 of 2

Please do not hesitate to contact Neil Harris at (817) 897-5449 to coordinate any additional information you may need to facilitate closure of this issue.

Sincerely,



C. L. Terry

NSH:nsh

Attachment

cc: Mr. L. J. Callan, Region IV
Mr. W. D. Johnson, Region IV
Resident Inspectors

RESTATEMENT OF THE NOTICE OF VIOLATION
(50-445/95-23; 50-446/95-23)

During an NRC inspection conducted October 2 through October 5, 1995, one violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (60 FR 34381; June 30, 1995), the violation is listed below:

10 CFR 73.21 (d) (2) states that while Safeguards Information (SI) is unattended, it will be stored in a locked security storage container.

Contrary to the above, on August 28, 1995, the safeguards safe in the Security Shift Commanders office in the Alternate Access Point building was left unsecured for approximately 1 hour. The safe contained copies of the Physical Security Plan, Contingency Plan and safeguards procedures.

REPLY TO NOTICE OF VIOLATION
(50-445/95-23; 50-446/95-23)

TU Electric accepts the violation. The requested information concerning the violation is provided as follows.

1. **Reason for the Violation**

On August 28, 1995, the safeguards safe in the Security Shift Supervisors [Commanders] office in the Alternate Access Point building was left unsecured and unattended for approximately 1 hour. Even though the NRC inspector noted that the office door was locked, there were multiple security officers working within a few feet of the door, and the location of the office would preclude any unlikely compromise of the SI, TU Electric's management review concluded that Security personnel did not follow approved procedures regarding unattended safeguards material and that the event was an isolated incident rather than a programmatic issue.

2. **Corrective Steps Taken and Results Achieved**

Individuals involved in the incident were retrained the same day in the required steps for controlling safeguards information material. The protection of SI per 10CFR73.21 (d) (2) criteria is being performed at this location as well as all other approved SI storage locations at CPSES.

3. Corrective Steps Taken to Avoid Further Violation

Upon completion of the current remodeling of the Alternate Access Point, the SI material stored in the Security Shift Supervisors safe, will be removed and placed in Security Post 57 (final Access Control) which is a continuously manned security position.

Procedure, STA-308, "Protection of Unclassified Safeguards Information" will be revised to add further training for Primary Designees to ensure the requirements for the protection of SI is followed for their respective department.

4. Date of Full Compliance

TU Electric is in full compliance with 10CFR73.21 (d) (2) at this time.