

NOTICE OF VIOLATION

Mr. Kevin P. Reiley

IA 96-047

During NRC inspections conducted on December 25, 1995, through February 22, 1996, and May 22 through July 2, 1996, and an investigation conducted by the NRC Office of Investigations (OI Report No. 3-96-009), a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, the violation is set forth below:

10 CFR 50.5 provides, in part, that any employee of a licensee who deliberately submits to the NRC or licensee information that the person submitting the information knows to be incomplete or inaccurate in some respect material to the NRC may be subject to enforcement action in accordance with 10 CFR Part 2, Subpart B.

10 CFR Part 50, Appendix B, Criterion V requires that activities affecting quality be prescribed by documented instructions and procedures and be accomplished in accordance with these instructions and procedures.

Byron Station Procedure 1BVS3.3.10-3, Revision 4, a quarterly surveillance procedure and an activity affecting quality, for Process Radiation Monitor 1PRO1J, step F.2.16, requires, in part, that Monitor 1PRO1J channel 12 be restored to the step F.2.1 as-found value.

Contrary to the above, on January 26, 1996, Mr. Kevin P. Reiley, a lead Control System Technician at the Commonwealth Edison Company (licensee) Byron Station, engaged in deliberate misconduct by deliberately falsifying the recorded as-found value of Channel Item 12 (conversion factor) documented in Step F.2.1 of the quarterly Surveillance Procedure 1BVS 3.3.10-3, Revision 4, for Process Radiation Monitor 1PE01J. The surveillance procedure had been previously completed on January 25, 1996. After a high radiation alarm occurred during a Unit 1 containment release on January 26, 1996, Mr. Reiley changed the previously recorded as-found value for the conversion factor from  $3.23\text{E}-11$  to an incorrect value of  $3.23\text{E}-04$  to conceal the fact that he had inadvertently failed to return Channel Item 12 to its original as-found value in accordance with Step F.2.16 of 1BVS 3.3.10-3. The inaccurate information was material to the NRC because the licensee used the information to demonstrate that the safety-related work associated with 1BVS 3.3.10-3 had been accomplished in accordance with the requirements of 10 CFR Part 50, Appendix B, Criterion V. (01014)

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

No response is required.

Dated at Lisle, Illinois  
this 23rd day of August 1996

Mr. Kevin P. Reiley

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