



January 18, 2000

United States Nuclear Regulatory Commission  
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Operating License DPR-58  
Docket No. 50-315

Document Control Manager:

In accordance with the criteria established by 10 CFR 50.73 entitled Licensee Event Report System, the following report is being submitted:

LER 315/99-032-00, "Failures to Comply with Technical Specification 4.0.5 Identified by Inservice Testing Program Assessment".

The following commitments were identified in this submittal:

- Specific component related issues identified during the Enhanced System Readiness Reviews will be resolved prior to the respective system being returned to operable status.
- The IST Program and implementing procedures will be updated as necessary prior to the respective system being returned to operable status.
- IST Program administrative procedures will be developed or, where procedures currently exist, will be strengthened as necessary prior to entry into Mode 2 for the respective unit.
- The IST Program Basis documentation will be finalized by September 30, 2000, and will include a cross-reference of IST Program licensing and design basis information and documents to ensure consistency in evaluating program changes.
- IST training lesson plans and modules, including the interface between licensing and design basis and the ASME Code requirements, will be developed by April 1, 2001, for IST personnel continuing training and general Nuclear Generation Group personnel training.

With regard to the lateness in submitting this report we provide the following. The further examples of a failure to comply with TS 4.0.5 cited in this report were identified between March 2 and September 8, 1999. At the time of each example's identification, it was erroneously concluded that because the investigation that identified the example was part of the extent of condition for LER 315/98-057-00, a supplement would be submitted when the extent of condition and reviews of any further examples for TS non-compliance were completed. This conclusion was called into question during the NRC Programmatic Readiness Inspection conducted during the week of December 13, 1999, at DC Cook. On December 17, 1999, the NRC determined that the further examples representing TS violations identified herein should have been reported within 30 days of

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identification, and failure to do so represented a violation of 10CFR50.73. As such, this LER is submitted outside the 30 days allowed by 10CFR50.73. The failure to submit the LER in accordance with 10CFR50.73 will be resolved within the guidelines of the DC Cook Corrective Action Program.

This report is being submitted past the 30 day requirement of 10CFR50.73 in accordance with the guidance of NUREG-1022. Revision 1, which states, "If a 30-day period ends on a Saturday, Sunday, or holiday, reports submitted on the first working day following the end of the 30 days are acceptable".

If you have any questions, please contact Mr. Robert C. Godley, Director, Regulatory Affairs, at 616/465-5901, extension 2698.

Sincerely,



M. W. Rencheck  
Vice President – Nuclear Engineering

/rmc  
Attachment

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