

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Consolidated Edison Company of New York, Inc. (EA-99-319)
Indian Point 2 Station
Docket No. 50-247

Subject: NOTICE OF VIOLATION AND PROPOSED IMPOSITION OF CIVIL PENALTY
\$88,000

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$88,000 will be issued on or about February 25, 2000, to Consolidated Edison Company of New York, Inc. The action is based on a Severity Level II problem at the Indian Point 2 facility involving failures to fully implement a design modification to 480 V vital bus degraded voltage relays, a failure to properly calibrate circuit breaker trip units, and a failure to identify and correct problems associated with reactor protection system circuitry. These problems were disclosed in the August 31, 1999 reactor trip and loss of offsite power event. The event was complicated by the failure of one emergency diesel generator (EDG) to load and resulting depletion of one of four safety related batteries and loss of most of the control room annunciators for safety related systems. The violations were a direct cause or contributors to both the initiating event and the event complications. The event was determined to be risk significant.

Given the risk significance of the resulting event and the fact that an EDG failed to perform its intended function when actually called upon to work, the problem is categorized at Severity Level II in accordance with the NRC Enforcement Policy. A base civil penalty in the amount of \$88,000 is considered for SL II violations. Because the Indian Point 2 facility was the subject of escalated enforcement action within the two years preceding this violation, the NRC considered whether credit was warranted for Identification and Corrective Action. No credit is warranted for identification because the violations were identified through an event and prior opportunities existed to have identified many of the problems. Credit is warranted for corrective actions because the actions, once the violations were identified, were considered prompt and comprehensive. Therefore, the civil penalty was assessed at \$88,000.

It should be noted that Consolidated Edison has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice	February 25, 2000
Telephone Notification of Licensee	February 25, 2000

The State of New York will be notified.

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PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION