

SAFETY EVALUATION REPORT
PROPOSED CHANGE OF CONTROL FOR BYPRODUCT MATERIALS LICENSE
NUMBER 13-32273-01, InnerVision Advanced Medical Imaging

DATE: March 21, 2017

DOCKET NO.: 030-35552

LICENSE NO.: 13-32273-01

LICENSEE: InnerVision Advanced Medical Imaging
3801 Amelia Avenue
Suite A
Lafayette, IN 47905

TECHNICAL REVIEWER: Frank Tran
Health Physicist
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NRC Region III

SUMMARY AND CONCLUSIONS

InnerVision Advanced Medical Imaging ("the licensee") is authorized by NRC License No. 13-32273-01 for the possession and use of byproduct material for medical use as permitted by 10 CFR Part 30. The licensee is owned 50% by Unity Healthcare, LLC and 50% by Franciscan Alliance, Inc. The U.S. Nuclear Regulatory Commission (NRC) staff reviewed a request for consent to an indirect license transfer submitted by Unity Healthcare, LLC that Unity Healthcare, LLC, a parent company of the licensee, intends to purchase Franciscan Alliance's 50% of the business resulting in Unity's 100% ownership, dissolve the formerly joint ventured, separate limited liability company, and operate the licensee's business as a division within Unity Healthcare, LLC. After the transaction, the licensee's name will change to Unity Healthcare, LLC d/b/a InnerVision Advanced Medical Imaging Center. The indirect transfer of control is described in Agency Documents Access and Management System (ADAMS) accession number ML17032A416.

The request for consent was reviewed by NRC staff for an indirect change in control of a 10 CFR Part 30 license using the guidance in NUREG 1556, Volume 15, Revision 1, "Consolidated Guidance About Materials Licenses - Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source, or Special Nuclear Materials Licenses," dated June 2016. The NRC staff finds that the information submitted by Unity Healthcare, LLC sufficiently describes and documents the transaction and commitments made by the licensee and Unity Healthcare, LLC.

As required by 10 CFR 30.34 and section 184 of the Atomic Energy Act of 1954, as amended (the Act), NRC staff has reviewed the application and finds that the proposed change in control is in accordance with the Act. The staff finds that, after the change of control the licensee will remain qualified to use byproduct material for the purpose requested, and will continue to have the equipment, facilities, and procedures needed to protect public health and safety, and promotes the security of licensed material.

SAFETY AND SECURITY REVIEW

According to data obtained from the NRC's Web-Based Licensing (WBL), InnerVision Advanced Medical Imaging has been an NRC licensee since November 14, 2000. The NRC conducted a main office inspection of InnerVision Advanced Medical Imaging on May 23, 2016, and no violations were identified during this inspection. The commitments made by InnerVision Advanced Medical Imaging and Unity Healthcare, LLC state that Unity Healthcare, LLC d/b/a InnerVision Advanced Medical Imaging Center License No. 13-32273-01:

- A. will not change the radiation safety officer listed in the NRC license;
- B. will not change the personnel involved in licensed activities;
- C. will not change the locations, facilities, and equipment authorized in the NRC license;
- D. will not change the radiation safety program authorized in the NRC license; and
- E. will keep regulatory required surveillance records and decommissioning records.

Unity Healthcare, LLC was the parent company of InnerVision Advanced Medical Imaging before and after the transaction. Therefore, for security purposes, Unity Healthcare, LLC is considered a known entity following the guidance provided by the NRC's Office of Federal and State Materials and Environmental Management Programs (FSME) 'Checklist to provide a basis for confidence that radioactive materials will be used as specified on the license', September 3, 2008 revision. The purpose of this checklist is for the NRC to obtain reasonable assurance from new license applicants or NRC licensees transferring control of licensed activities that the licensed material will be used for its intended purpose and not for malevolent use.

InnerVision Advanced Medical Imaging is not required to have decommissioning financial assurance based on the types and amount of material authorized in License No. 13-32273-01.

REGULATORY FRAMEWORK

InnerVision Advanced Medical Imaging's License No. 13-32273-01, was issued under 10 CFR Part 30, Rules of General Applicability to Domestic Licensing of Byproduct Material. The Commission is required by 10 CFR 30.34 to determine if the change of control is in accordance with the provisions of the Act and give its consent in writing.

10 CFR 30.34(b) states: "No license issued or granted pursuant to the regulations in this part and parts 31 through 36, and 39 nor any right under a license shall be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person, unless the Commission shall, after securing full information, find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing."

DESCRIPTION OF TRANSACTION

The transaction is described in ADAMS accession number ML17032A416. After completion of transaction, InnerVision Advanced Medical Imaging will continue as the licensee and remain in control of all licensed activities under Materials License No. 13-32273-01 with a new name,

Unity Healthcare, LLC d/b/a InnerVision Advanced Medical Imaging Center. The NRC staff finds that the request for consent adequately provides a complete and clear description of the transaction, and is consistent with the guidance provided in Appendix E, "Information Needed for Transfer of Control", of NUREG-1556, Volume 15, Revision 1.

TRANSFeree'S COMMITMENT TO ABIDE BY THE TRANSFEROR'S COMMITMENTS

The NRC staff finds that the information submitted by Unity Healthcare, LLC sufficiently describes and documents the commitments made by Unity Healthcare, LLC and InnerVision Advanced Medical Imaging, and is consistent with the guidance in NUREG-1556, Volume 15, Revision 1.

ENVIRONMENTAL REVIEW

An environmental assessment for this action is not required since this action is categorically excluded under 10 CFR 51.22(c)(14)(xi).

CONCLUSION

The staff has reviewed the request for consent submitted by Unity Healthcare, LLC with regard to an indirect change of control of byproduct materials license No. 13-32273-01 and approves the application pursuant to 10 CFR 30.34(b).

The submitted information sufficiently describes the transaction; documents the understanding of the license and commitments; demonstrates that personnel have the experience and training to properly implement and maintain the license and that they will maintain the existing records; And, in the future, will abide by all existing commitments to the license, consistent with the guidance in NUREG-1556, Volume 15, Revision 1.

Therefore, the staff concludes that the proposed change in control would not alter the previous findings, made under 10 CFR Part 30, that licensed operations will not be inimical to the common defense and security, or to the health and safety of the public.