

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: West Virginia University Medical Center, P.O. Box 9006 Morgantown, West Virginia 26506-9006 REPORT NUMBER(S) 2018-001		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region I, 2100 Renaissance Blvd, Suite 100 King of Prussia, Pennsylvania 19406-2713	
3. DOCKET NUMBER(S) 03020199	4. LICENSE NUMBER(S) 47-23035-01	5. DATE(S) OF INSPECTION March 6, 7, 21, and 26, 2018	

LICENSEE:
 The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

1. Based on the inspection findings, no violations were identified.
2. Previous violation(s) closed.
3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, to exercise discretion, were satisfied.

Non-cited violation(s) were discussed involving the following requirement(s) and corrective action(s):

4. During this inspection, certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited in accordance with the NRC Enforcement Policy. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11. (Violations and Corrective Actions)

10 CFR 71.5(a) requires that a licensee who transports licensed material outside of the site of usage, as specified in the NRC license, or where transport is on public highways, or who delivers licensed material to a carrier for transport, comply with the applicable requirements of the regulations appropriate to the mode of transport of the Department of Transportation (DOT) in 49 CFR Parts 107, 171-180, and 390-397. (Continued on Part 2)

Statement of Corrective Actions

I hereby state that, within 30 days, the actions described by me to the Inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE	Nasser Razmianfar		3/26/18
NRC INSPECTOR	Dennis Lawyer		3/26/18
BRANCH CHIEF	Arthur Burritt		3/29/18

SUNSI Review Completed By: / RA / Dennis Lawyer

Public Non-Sensitive

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(Continued)

49 CFR 177.816(a) requires, in part, that in addition to the training requirements of 49 CFR 177.800, no carrier may transport, or cause to be transported, a hazardous material unless each hazmat employee who will operate a motor vehicle has been trained in the applicable requirements of 49 CFR parts 390 through 397 and the procedures necessary for the safe operation of that motor vehicle.

49 CFR 177.800(c) states, a carrier may not transport a hazardous material by motor vehicle unless each of its hazmat employees involved in that transportation is trained as required by this part and subpart H of part 172 of this subchapter.

Contrary to the above, on November 1, 2017, the licensee transported licensed (hazardous) material on public highways and had not complied, in part, with the applicable requirements of the regulations appropriate to the mode of transport of the Department of Transportation (DOT) in 49 CFR Parts 107, 171-180, and 390-397. Specifically, the operator of the motor vehicle who transported licensed (hazardous) material on a public highway had not been trained as required by 49 CFR 177.816(a) and subpart H of Part 172 of this chapter.

The licensee took immediate corrective action. All personnel who will be performing these duties was trained by March 21, 2018. The licensee will ensure that all personnel that will be transporting licensed material has been appropriately trained before giving them the material.