

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Wetzel County Hospital 3 East Benjamin Drive New Martinsville, West Virginia 26155 REPORT NUMBER(S) 2019001		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) 030-14841	4. LICENSE NUMBER(S) 47-18320-01	5. DATE(S) OF INSPECTION February 21, 2019, exit April 3, 2019	

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)

1. 10 CFR 20.1801 requires, in part, that the licensee shall secure from unauthorized removal or access licensed materials that are stored in controlled or restricted areas.

Contrary to the above, on February 21, 2019, Wetzel County Hospital did not secure from unauthorized removal or access licensed materials that were stored in controlled or restricted areas. Specifically, a Nuclear Medicine Technologist (NMT), when leaving to administer a stress dose in another location, left the hot lab door open and unsecured, which contained a used Tc-99m rest dose, waste materials, and sealed sources containing 0.5 uCi of Cs-137 and 10.2 mCi of Co-57.

(Continued)

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	Victoria Norick	<i>Victoria Norick</i>	4/15/2019
NRC INSPECTOR	Robin Elliott	<i>Robin Elliott</i>	4/15/2019
BRANCH CHIEF	Donna Janda	<i>Donna Janda</i>	4/26/19

*NRC FORM 591M PART 1 (10-2011) (RI Rev. 06/04/2012) G:\WBL Documents\WBL Inspection Records\47-18320-01.2019001.591M-Part1.doc

SUNSI Review Completed By: / RA / RElliott

☒ Public ☒ Non-Sensitive

This document becomes an NRC Official Agency Record once it is signed by the Branch Chief

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Wetzel County Hospital 3 East Benjamin Drive New Martinsville, West Virginia 26155 REPORT NUMBER(S) 2019001		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) 030-14841	4. LICENSE NUMBER(S) 47-18320-01	5. DATE(S) OF INSPECTION ³ February 21, 2019, exit April X, 2019	

(Continued)

This is a Severity Level IV violation (Enforcement Policy 6.7.d)

Corrective actions included the supervisor reiterating with the NMT that the hot lab must be secured anytime it is not supervised.

2. 10 CFR 30.34(b)(1) requires that 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.

Contrary to the above, on October 1, 2018, Wetzel County Hospital underwent a transfer of control of the NRC radioactive materials license to another entity before the Commission found that the transfer was in accordance with the provisions of the Act and gave its consent in writing. Specifically, Wetzel County Hospital entered into a management agreement with West Virginia University Hospitals, Inc. (WVUH) which provides for CEO services and support to Wetzel County Hospital.

This is a Severity Level IV violation (Enforcement Policy Example 6.3.d.7).

Corrective actions included submitting documentation for the transfer of control for NRC approval and giving a verbal commitment to notify the NRC in writing of any future transfers of control.