

P.D.R.



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION III  
799 ROOSEVELT ROAD  
GLEN ELLYN, ILLINOIS 60137

MAY 13 1980

University of Notre Dame  
ATTN: Brother Kieran Ryan, C.S.C.  
Notre Dame, IN 46556

License No. 13-01983-15  
License No. 13-01983-08  
License No. SNM-198  
License No. SUD-197

Gentlemen:

This refers to the inspection conducted by Mr. D. G. Wiedeman of this office on April 14, 15, and 16, 1980, of activities authorized by NRC Byproduct Material License Nos. 13-01983-15, 13-01983-08, SNM-198 and SUD-197 and to the discussion of our findings with you and various members of the Radiation Control Committee at the conclusion of the inspection.

The inspection was an examination of activities conducted under your license as they relate to radiation safety and to compliance with the Commission's rules and regulations and with the conditions of your license. The inspection consisted of a selective examination of procedures and representative records, observations, independent measurements, and interviews with personnel.

In addition to the above areas, the inspector examined the actions described in your letters dated September 26, 1978, regarding apparent items of noncompliance found during our August 22-23, 1978 inspection. Your letter described the action which would be taken to avoid further noncompliance; however, during the course of this inspection our inspector identified one repeat item of noncompliance as specified in the attached Appendix A, Item No. 3.

During this inspection, no items of noncompliance were identified for License No. SNM-198; however, for License Nos. 13-01983-15, 13-01983-08 and SUD-197 certain of your activities appeared to be in noncompliance with NRC requirements, as described in the enclosed Appendix A.

This notice is sent to you pursuant to the provisions of Section 2.201 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations. Section 2.201 requires you to submit to this office within twenty days of your receipt of this notice a written statement or explanation in reply, including for each item of noncompliance: (1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further noncompliance; and (3) the date when full compliance will be achieved.

Many of the items of noncompliance identified were previously identified by your health physics staff; however, corrective actions were not implemented.

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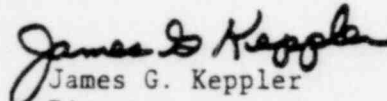
MAY 13 1980

The failure to implement corrective actions for identified noncompliance may result in, or contribute to degraded health and safety. Under your broad institutional license, responsibility for conducting a safe radiation program lies with the University administration. Stronger management controls must be implemented to assure that all users of radioactive materials under your license comply with NRC regulations and license conditions. Consequently, in your response to this letter, please describe what actions you will take administratively to ensure full compliance with NRC requirements and correct deficiencies identified by your health physics staff.

Your response, along with the results of our future inspections, will determine whether escalated enforcement action, such as civil penalties or orders for license suspension, modification or revocation are required to assure compliance.

We will gladly discuss any questions you have concerning this inspection.

Sincerely,

  
James G. Keppler  
Director

Enclosure: Appendix A, Notice  
of Violation

cc w/encl:  
Mr. Edward Riley, Notre Dame  
Mr. John J. Mahoney, DOE -  
Contract Management Office,  
Chicago Operations Office  
Central Files  
Reproduction Unit NRC 20b  
PDR  
NSIC