

DCS



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555

JAN 17 1990

Docket Nos: 030-17038, 030-19174  
License Nos: 47-19142-01, 47-19142-02  
EA 89-142

Bluefield Community Hospital  
ATTN: Mr. J. Valeyko, Administrator  
500 Cherry Street  
Bluefield, WV 24701

Gentlemen:

SUBJECT: NRC REPORT NOS: 47-19142-01/89-01, 47-19142-02/89-01  
NOTICE OF VIOLATION AND PROPOSED IMPOSITION OF CIVIL PENALTY

This will acknowledge receipt of your check for \$5000 in payment for the civil penalties proposed by NRC in its Notice of Violation and Proposed Imposition of Civil Penalty issued on September 14, 1989.

We have found that your response of October 27 and your supplemental response of November 22, 1989, meet the requirements of 10 CFR 2.201. In your response of October 27, 1989, you denied Violations I.G. and I.I.6. After careful consideration of your response to Violation I.G. and I.I.6, we have concluded that the violations occurred as written. With regard to Violation I.G., the specification 7A package documentation presented by your staff during the NRC inspection on June 14 and 16, 1989, and the Enforcement Conference on July 27, 1989, did not meet the NRC requirements in that it did not completely document the tests, engineering evaluation or comparative data showing that the construction methods, packaging design, and materials of construction for the molybdenum-99/technetium-99m generator package complied with the specifications of a type 7A package. With regard to Violation I.I.6., the radiological safety procedures as described in your application dated September 6, 1979, and incorporated by reference in your license, were not included in your annual training. During the NRC inspection on June 14 and 16, 1989, two nuclear medicine technologists, who performed radiation safety duties and who were interviewed by the NRC inspector, stated that they had never seen the radiation safety procedures which were described in your September 6, 1979, license application and had never been trained in these specific day-to-day radiation safety procedures. Furthermore, the technologists requested that they be allowed to duplicate the NRC inspector's copy of the September 6, 1979, application containing these procedures.

Therefore, pursuant to the provisions of 10 CFR 2.201, you are required to submit a written statement of explanation to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, within 30 days of the date of this letter. This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for Violations I.G. and I.I.6.: (1) the corrective steps which have been taken and the results achieved, (2) the corrective steps which will be taken to avoid further violations, and (3) the date when full compliance will be achieved.

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In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter will be placed in the NRC Public Document Room.

The responses directed by this letter and its enclosures are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

Should you have any questions concerning this letter, please contact us.

Sincerely,

Original Signed By  
James Lieberman

James Lieberman, Director  
Office of Enforcement

cc: State of West Virginia

bcc: Document Control Desk  
J. Lieberman, OE  
G. Jenkins, EICS, RII  
J. Johansen, OE  
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1/14/90