

APPENDIX A  
NOTICE OF VIOLATION

Midwest Inspection Services  
Elk City, Oklahoma

Docket: 30-31327/90-01  
License: 35-27005-01

During an NRC inspection conducted on May 8-11, 1990 violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1990) (Enforcement Policy), the violations are listed below:

1. 10 CFR 34.33(a) specifies, in part, that a licensee shall not permit any individual to act as a radiographer or a radiographer's assistant unless each such individual wears a direct reading pocket dosimeter, and that pocket dosimeters shall be recharged at the start of each shift.

Contrary to the above, during the first quarter of 1990, radiographers had failed to recharge pocket dosimeters at the start of each shift, although they had been worn while conducting licensed activities.

This is a Severity Level IV violation. (Supplement VI)

2. 10 CFR 20.408(b) requires, in part, that when an individual terminates employment with a licensee, the licensee shall furnish a report to the NRC of the individual's exposures to radiation and radioactive material, incurred during the period of employment with the licensee. Such report shall be furnished within 30 days after the exposure of the individual has been determined by the licensee. § 20.408(a)(2) specifies that this section applies to each person licensed by the Commission to possess or use byproduct material for purposes of radiography pursuant to 10 CFR Parts 30 and 34.

Contrary to the above, as of May 11, 1990, the licensee had failed to furnish the required reports for four individuals who had terminated their employment with the licensee in January and March 1990. Their exposures (while employed with the licensee) had been determined by the licensee in February and April 1990, a period greater than 30 days prior to the date of the inspection.

This is a Severity Level IV violation. (Supplement IV)

Pursuant to the provisions of 10 CFR 2.201, Midwest Inspection Services is hereby required to submit to this office, within 30 days of the date of the letter transmitting this Notice, a written statement or explanation in reply, including for each violation: (1) the reason for the violation if admitted,

- (2) the corrective steps which have been taken and the results achieved,
- (3) the corrective steps which will be taken to avoid further violations, and
- (4) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending the response time.

Dated at Arlington, Texas,  
this 11th day of June 1990