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Luther Hospital
ATTN: Ed Wolf
Vice President
1221 Whipple Street
Eau Claire, WI 54702-4105

License No. 48-02122-05
Docket No. 030-03426

Dear Mr. Wolf:

This refers to the routine safety inspection conducted by Mr. David Nelson of this office on November 30, and December 2, 1993, with continuing NRC review through December 22, 1993, of activities authorized by NRC Byproduct Material License No. 48-03116-05 and to the discussion of our findings with you and Ms. Pamela Mosely 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 actions taken in response to the violations identified during the July 1, 1991, inspection. We have no further questions regarding these matters.

During this inspection, certain of your activities were found to be in violation of NRC requirements, as specified in the enclosed Notice. A written response is required.

In addition, certain other of your activities appeared to be in violation of NRC requirements. These violations included: failure to perform a dose calibrator accuracy test in 1992, failure to perform an inventory of the brachytherapy sources during the fourth quarter of 1992 and first quarter of 1993; failure of the RSO to sign the dose calibrator accuracy test the first and second quarters of 1993; failure to measure the thyroid burdens of individuals involved in preparing and administering an I-131 therapy dose of greater than 30 mCi; and the failure to calibrate survey instrumentation at the required frequency. These violations were identified by your staff prior to the inspection and the corrective actions taken appeared to have been effective. Therefore, for the specified period, these violations will not be documented in a Notice of Violation and a formal response by you is not required. This decision is made in accordance with the provisions of 10 CFR Part 2, Appendix C which allows the NRC to exercise discretion in issuing violations since the NRC encourages and supports initiative for self-identification and correction within a licensee's radiation safety program.

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We noted that several of the violations identified during this inspection occurred during the last quarter of 1992 and the first quarter of 1993, following the departure of your former Radiation Safety Officer (RSO) and medical physicist and the designation of a new RSO. NRC regulations in 10 CFR 35.21 require a licensee to appoint an RSO responsible for implementing the radiation safety program. The licensee, through the RSO, must ensure that radiation safety activities are being performed in accordance with approved procedures and regulatory requirements. Licensee management and the Radiation Safety Committee are charged with the oversight of licensed activities. We caution you, as licensee management, to exercise more oversight and provide for additional monitoring of licensed activities whenever there are changes of key individuals in your radiation safety program.

In accordance with 10 CFR 2.790 of the Commission's regulations, a copy of this letter, the enclosure, and your response to this letter will be placed in the NRC Public Document Room.

The response directed by this letter and the accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

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

Sincerely,

B. J. Holt, Chief
Nuclear Materials Inspection
Section 1

Enclosure: Notice of
Violation

bcc: PUBLIC

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RIII
DWN
Nelson/jaw

(Yes)
RIII
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