

000/000

FEB 23 1994

License No. 24-00513-32
Docket No. 030-02278
EA 94-031

University of Missouri-Columbia
ATTN: Kee Groshong, Vice Chancellor for
Administrative Services
311 Jesse Hall
Columbia, MO 65211

Dear Dr. Groshong:

SUBJECT: NRC INSPECTION REPORT NO. 030-02278/94001(DRSS)

This refers to the inspection conducted by Messrs. Mark Mitchell, Robert Hays, David Nelson, and Donald Sreniawski of this office on January 24 through 28, 1994. The inspection included a review of activities at the University of Missouri, Columbia. At the conclusion of the on site inspection, the preliminary findings were discussed with members of your staff identified in Inspection Report No. 030-02278/94001(DRSS), which is enclosed with this letter.

Based on the results of this inspection, twenty-four apparent violations were identified. The findings of this inspection are being considered for escalated enforcement action in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions" (Enforcement Policy), 10 CFR Part 2, Appendix C. These apparent violations were discussed with you during our January 24-28, 1994 inspection.

No Notice of Violation is presently being issued for these inspection findings. In addition, please be advised that the number and characterization of apparent violations described in the Inspection Report may change as a result of further NRC review.

An open enforcement conference to discuss these apparent violations has been scheduled for Monday, February 28, 1994, at 2:00 p.m. (central time) at the NRC Region III office in Lisle, Illinois. The purposes of this conference are to discuss the apparent violations, their causes and safety significance; to provide you the opportunity to point out any errors in our inspection report; and to provide an opportunity for you to present your corrective actions. In particular, we expect you to address our concerns regarding the apparent lack of management oversight and control over your NRC licensed program.

In addition, this is an opportunity for you to provide any information concerning your perspectives on: 1) the severity of the apparent violations,

9403080029 940223
PDR ADOCK 03002278
C PDR

070013

7007/1

FEB 23 1994

2) the application of the factors that the NRC considers when it determines the amount of a civil penalty that may be assessed in accordance with Section VI.B.2 of the Enforcement Policy, and 3) any other application of the Enforcement Policy to this case, including the exercise of discretion in accordance with Section VII. Due to the number of apparent violations identified during this inspection and to assure that the Enforcement Conference is effective, we are planning to conduct a preliminary meeting with members of your staff on February 24, 1994.

The enforcement conference will be open to public observation in accordance with the Commission's trial program as discussed in the enclosed *Federal Register* notice. Although not required, we encourage you to provide your comments on how you believe holding this conference open to public observation affected your presentation and your communications with the NRC.

You will be advised by separate correspondence of the results of our deliberations on this matter following the Enforcement Conference. No response regarding these apparent violations is required at this time.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and the enclosures will be placed in the NRC Public Document Room.

Sincerely,

Original Signed by Roy J. Caniano

W. L. Axelson, Director
Division of Radiation Safety
and Safeguards

Enclosures:

1. NRC Inspection Report
No. 030-02278/94001(DRSS)
2. *Federal Register* Notice

cc w/enclosures:

Phil Lee, RSO
Jackie Jones, Assoc. Vice
Chancellor - Administration
Jim Beckett, Director Environmental
Health and Safety

bcc w/enclosures:

J. Lieberman, OE
J. Goldberg, OGC
R. Bernero, NMSS
PUBLIC - IE07

SEE PREVIOUS CONCURRENCE PAGE

RIII	RIII	RIII	RIII	RIII	RIII
Mitchell/bt	Grobe	Caniano	DeFayette	Pawlik	Axelson
02/ /94	02/ /94	02/ /94	02/ /94	02/ /94	02/23/94

FEB 23 1994

2) the application of the factors that the NRC considers when it determines the amount of a civil penalty that may be assessed in accordance with Section VI.B.2 of the Enforcement Policy, and 3) any other application of the Enforcement Policy to this case, including the exercise of discretion in accordance with Section VII. Due to the number of apparent violations identified during this inspection and to assure that the Enforcement Conference is effective, we are planning to conduct a preliminary meeting with members of your staff on February 24, 1994.

The enforcement conference will be open to public observation in accordance with the Commission's trial program as discussed in the enclosed *Federal Register* notice. Although not required, we encourage you to provide your comments on how you believe holding this conference open to public observation affected your presentation and your communications with the NRC.

You will be advised by separate correspondence of the results of our deliberations on this matter following the Enforcement Conference. No response regarding these apparent violations is required at this time.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

Sincerely,

W. L. Axelson, Director
Division of Radiation Safety
and Safeguards

Enclosures:

- 1. NRC Inspection Report
No. 030-02278/94001(DRSS)
- 2. *Federal Register* Notice

bcc w/enclosures:

J. Lieberman, OE
J. Goldberg, OGC
R. Bernero, NMSS
PUBLIC

RIII
[Signature]
Mitchell/bt
02/22/94

RIII
[Signature]
Grobe
2/22/94

RIII
[Signature]
Carnano
2/22/94

RIII RIII
|--- See Prev. Correspondence ---|
DeFayette Pawlik

RIII
[Signature]
Axelson

FEB 23 1994

University of Missouri-Columbia -2-

Section VI.B.2 of the Enforcement Policy, and 3) any other application of the Enforcement Policy to this case, including the exercise of discretion in accordance with Section VII. Due to the number of apparent violations identified during this inspection and to assure that the Enforcement Conference is effective, we are planning to conduct a preliminary meeting with members of your staff on February 24, 1994.

The enforcement conference will be open to public observation in accordance with the Commission's trial program as discussed in the enclosed *Federal Register* notice. Although not required, we encourage you to provide your comments on how you believe holding this conference open to public observation affected your presentation and your communications with the NRC.

You will be advised by separate correspondence of the results of our deliberations on this matter following the Enforcement Conference. No response regarding these apparent violations is required at this time.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

Sincerely,

W. L. Axelson, Director
Division of Radiation Safety
and Safeguards

Enclosures:

1. NRC Inspection Report
No. 030-02278/94001(DRSS)
2. *Federal Register* Notice

bcc w/enclosures:

J. Lieberman, OE
J. Goldberg, OGC
R. Bernero, NMSS
PUBLIC

RIII
mm
Mitchell/bt
02/22/94

gro
RIII
gro
Grobe
2/22/94

Canjano
RIII
Canjano
2/24/94

yes
RIII
Defayette
Defayette
2/22/94

Pawlik
RIII
Pawlik
2/22/94

RIII
W. L. Axelson
Axelson
2/22/94