

Appendix

NOTICE OF VIOLATION

Baraga County Memorial Hospital

License No. 21-16394-01

As a result of the inspection conducted on September 23, 1982, and in accordance with the NRC Enforcement Policy, 47 FR 9987 (March 9, 1982), the following violations were identified:

1. License Condition No. 15 requires that licensed material be possessed and used in accordance with the statements, representations, and procedures contained in certain referenced applications and letters.

The referenced application dated June 23, 1980, states in Item No. 7-A that the Isotopes Committee shall meet as often as necessary to conduct its business but not less than once in each calendar quarter.

Contrary to the above, the Isotopes Committee has not met quarterly since the requirement began in December 1980. Specifically, only one "formal" meeting was held on May 10, 1982.

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

2. License Condition No. 15 requires that licensed material be possessed and used in accordance with the statements, representations, and procedures contained in certain referenced applications and letters.

The referenced application dated June 23, 1980, states in Item No. 10 that Regulatory Guide 10.8, Appendix D, Section 2 procedures will be followed for the dose calibrator. Appendix D, Section 2 requires that the dose calibrator will be checked for constancy before each day's use of the instrument.

Contrary to the above, a daily constancy check was not performed on the dose calibrator on each day of use. Specifically, the instrument was used to assay patient dose on the following days and the required check was not performed; September 13, 16, 21, 22 and 23, 1982.

This is a repeat item of noncompliance.

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

3. License Condition No. 15 requires that licensed material be possessed and used in accordance with the statements, representations, and procedures contained in certain referenced applications and letters.

The referenced application dated June 23, 1980, states in Item No. 17 that Regulatory Guide 10.8, Appendix I procedures will be followed for routine surveying. Appendix I states all elution, preparation, and injection areas will be surveyed daily with a survey meter. In addition, all other laboratory areas will be surveyed weekly with a series of wipe tests sufficiently sensitive to detect 100 dpm per 100 cm².

Contrary to the above, surveys were not performed each day when isotopes were used and weekly wipe tests have not been conducted since August 23, 1982. Specifically, isotopes were used on September 13, 16, 21, 22 and 23, 1982, and surveys were not conducted on these days. In addition, the weekly wipe tests conducted prior to August 23, 1982, involved the use of a survey meter which is not capable of detecting 100 dpm per 100 cm².

This is a repeat item of noncompliance in part.

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

Pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of the date 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. Consideration may be given to extending your response time for good cause shown.

10/7/82
Dated

J. R. Miller
J. R. Miller, Chief
Technical Inspection Branch