

March 17, 1994
EN 94-025

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Allegheny General Hospital (EA 93-309)
Pittsburgh, Pennsylvania (EA 94-051)
Docket Nos. 030-02981; 030-00462; 030-30452

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$ 8,750; AND
ISSUANCE OF CONFIRMATORY ORDER MODIFYING LICENSE
(EFFECTIVE IMMEDIATELY)

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$ 8,750 and a Confirmatory Order Modifying License (Effective Immediately) will be issued on or about March 17, 1994 to Allegheny General Hospital (Licensee).

This action is based on: (1) a Severity Level III problem involving 48 failures to prepare written directives prior to the administration of radioactive materials to patients and a failure to instruct a nuclear medicine technologist of the Licensee's Quality Management Program; and (2) a Severity Level III problem concerning 18 other violations (related to such areas as failure to maintain security over licensed material, and violations of radiation safety requirements for irradiators, performing required surveys, providing training to nursing staff) which collectively are indicative of a significant lack of management attention to, and control of, licensed activities.

In applying mitigation and escalation factors, the first Severity Level III problem was mitigated 50 percent for licensee identification and escalated 100 percent for prior performance. The second Severity Level III problem was escalated 50 percent for NRC identification and 100 percent for prior performance, and mitigated 50 percent for corrective actions.

The confirmatory order provides for an assessment of the Licensee's radiation safety program by an independent consultant and for a development of a performance improvement plan based upon the assessment findings.

It should be noted that the Licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice March 17, 1994
Telephone Notification of Licensee March 17, 1994

The State of Pennsylvania will be notified.

The licensee has thirty days from the date of the Notice in which to respond. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

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PDR I&E
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**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION**