

ENCLOSURE

NOTICE OF VIOLATION

Matilde Brenes Hospital
Bayamon, Puerto Rico

Docket No. 030-16083
License No. 52-19112-01

During the Nuclear Regulatory Commission (NRC) inspection conducted on February 6, 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 (1989), the violations are listed below:

A. License Condition 13 states that the license is based on statements and representations contained in the application dated June 23, 1979, and a letter with attachments dated November 30, 1988.

1. Item 12.3 of the application requires that housekeeping personnel complete a one-week training course prior to starting work in the Nuclear Medicine Laboratory, and the training is to be in accordance with 10 CFR 19.12.

Contrary to the above, housekeeping personnel were not properly instructed before working in the Nuclear Medicine Laboratory between September 6, 1989 and February 6, 1990.

2. Item 7 of Attachment IV to the letter dated November 30, 1988, requires the licensee to follow Appendix L of Regulatory Guide 10.8, Revision 2, August 1987 for safely opening packages containing radioactive material.

Section 2.g of Appendix L requires the licensee to monitor the packing material and empty packages for contamination with a radiation detection survey meter before discarding.

Contrary to the above, between September 6, 1989 and February 6, 1990, the packing material and empty packages in which radioactive material were received were not monitored for contamination before discarding.

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

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- B. 10 CFR 35.51(c) requires the licensee to check each survey instrument for proper operation with a dedicated check source each day of use.

Contrary to the above, between September 6, 1989 and February 6, 1990, the licensee did not possess a dedicated check source for checking the survey instrument for proper operation prior to use.

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

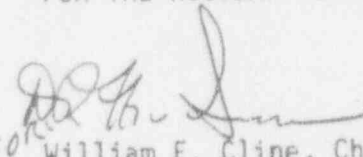
- C. 10 CFR 35.70(f) requires the licensee to conduct required contamination surveys so as to be able to detect contamination on each wipe sample of 2000 disintegrations per minute (dpm).

Contrary to the above, on February 6, 1990, the licensee had not determined that the method used for counting contamination wipe surveys had the sensitivity necessary to detect 2000 dpm.

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

Pursuant to the provisions of 10 CFR 2.201, Matilde Brenes Hospital is hereby required to submit a written statement or explanation to the Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555, with a copy to the Regional Administrator, Region II, within 30 days of the date of the letter transmitting this Notice. This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) admission or denial of the violation, (2) the reason for the violation if admitted, (3) the corrective steps which have been taken and the results achieved, (4) the corrective steps which will be taken to avoid further violations, and (5) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending the response time. If an adequate reply is not received within the time specified in this Notice, an order may be issued to show cause why the license should not be modified, suspended, or revoked or why such other action as may be proper should not be taken.

FOR THE NUCLEAR REGULATORY COMMISSION


FOR: William E. Cline, Chief
Nuclear Materials Safety and
Safeguards Branch
Division of Radiation Safety
and Safeguards

Dated at Atlanta, Georgia
this 9th day of March 1990