

NOTICE OF VIOLATION

Bulter University
Indianapolis, Indiana

License No. 13-01865-02
Docket No. 030-00693
License No. 13-01865-04
Docket No. 030-10262

As a result of the inspection conducted on November 13 and 16, 1990, and in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, (1990) (Enforcement Policy) the following violations were identified:

License No. 13-01865-02

License Condition No. 14 requires that licensed material be possessed and used in accordance with statements, representations, and procedures contained in certain referenced applications and letters:

1. The referenced letter dated November 5, 1979, requires the Radiological Control Committee to meet at least quarterly.

Contrary to the above, the Radiological Control Committee failed to meet in the first and third quarters of 1989 and 1990.

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

2. The referenced letter dated November 5, 1979, states that an annual radiation safety session and walk-through of the radioisotope facilities will be held for all security and maintenance personnel.

Contrary to the above, the required training has not been held since at least 1988.

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

3. The referenced application received January 25, 1979, states that drink is not permitted where radioactive materials are used or stored.

Contrary to the above, on November 16, 1990 the inspector found a two liter bottle and several cans of soda in a refrigerator posted as containing radioactive material located in GH-290.

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

License No. 13-01865-04

4. License Condition No. 12 states that each sealed source specified in Item 7.A. shall be tested for leakage and/or contamination at intervals not to exceed six (6) months.

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Contrary to the above, the nominal 14 curie cobalt-60 source located in the Radcell irradiator has not been tested for leakage and/or contamination since 1987.

This is a repeat violation.

This is a Severity Level IV 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 violation: (1) the corrective steps that have been taken and the results achieved; (2) the corrective steps that will be taken to avoid further violations; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

DEC 7 1990

Dated _____

William H. Schultz