

*Official*

DEC 31 1990

Docket No. 030-20199  
License No. 47-23035-01

West Virginia University  
ATTN: Dr. William E. Vehse  
Chairman, Radiation  
Safety Committee  
Morgantown, WV 26506

Gentlemen:

SUBJECT: NOTICE OF VIOLATION  
(NRC INSPECTION REPORT NO. 47-23035-01/90-01)

This refers to the inspection conducted by Messrs. D. Collins and H. Bermudez of this office on July 16-18, 1990, and by Mr. H. Bermudez on November 15, 1990. The inspection included a review of activities authorized for West Virginia University. At the conclusion of the July 16-18 inspection, the findings were discussed with you. At the conclusion of the November 15 inspection, the findings were discussed with Dr. S. Slack, Radiation Safety Officer. A Confirmation of Action letter was sent to you on August 1, 1990.

The inspection was an examination of activities conducted under your license with respect to radiation safety and compliance with NRC regulations and the conditions of your license. It included selective examinations of procedures and representative records, interviews with personnel, and direct observations by the inspectors. The November inspection was also an evaluation of actions taken to address the findings of the initial inspection, which was the subject of our Confirmation of Action letter dated August 1, 1990.

Based on the results of this inspection, certain of your activities appeared to be in violation of NRC requirements, as specified in the enclosed Notice of Violation (Notice). We are concerned about the violations because they indicate that further management oversight of radiation safety functions at your university is needed. We encourage self-identification and timely correction of problems by means of frequent and thorough visits to the various laboratories and materials storage areas, performing inspections independently from responsible users, and interviewing personnel in order to determine weaknesses which may warrant additional personnel training or prompt provision of safety-related equipment or services. In addition to the response required by the enclosed Notice of Violation, please address how you will increase management oversight of your radiation safety program.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence. After reviewing your response to this Notice, including your proposed corrective actions and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

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In accordance with 10 CFR 2.790(a), a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

The responses directed by this letter and its enclosure are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

Should you have any questions concerning this letter, please contact us.

Sincerely,

J. Philip Stohr, Director  
Division of Radiation Safety  
and Safeguards

Enclosure:  
Notice of Violation

cc w/encl:  
State of West Virginia

bcc w/encl:  
Document Control Desk  
GJenkins, EICS

*DGC*  
RII:DRSS  
*for* DJCollins  
12/12/90  
12/12/90

RII:DRSS  
*for* HBermudez  
12/12/90

*for* RII:DRSS  
*for* CMHosey  
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*for* WECline  
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