

APPENDIX A

NOTICE OF VIOLATION

Department of the Army
New Orleans, Louisiana

Docket No. 30-17881/90-01
License No. 17-16653-02

During an NRC inspection conducted on October 31, 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 (1990), the violations are listed below:

- A. 10 CFR 20.301 requires that no licensee dispose of licensed material except by certain specified procedures.

Contrary to the above, on September 22, 1989, the licensee disposed of a gas chromatograph containing approximately 15 millicuries of nickel-63 as scrap metal, a method of disposal not authorized by 10 CFR 20.301.

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

- B.1. 10 CFR 20.203(e) requires that rooms in which specified amounts of licensed material are used or stored be conspicuously posted "Caution Radioactive Material."

Contrary to the above, on October 31, 1990, Room 150 which contained approximately 15 millicuries of nickel-63 was not posted as required.

2. 10 CFR 19.11(a) and (b) require, in part, that the licensee post current copies of Part 19, Part 20, the license, license conditions, documents incorporated into the license, license amendments and operating procedures; or that the licensee post a notice describing these documents and where they may be examined. 10 CFR 19.11(c) requires that a licensee post Form NRC-3, "Notice to Employees."

Contrary to the above, on October 31, 1990, the licensee did not post any of the required documents or notices.

These are repeat violations.

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

- C.1. License Condition 13 requires, in part, that each sealed source be tested for leakage and/or contamination at intervals not to exceed 6 months.

Contrary to the above, as of October 31, 1990, a gas chromatograph containing approximately 15 millicuries of nickel-63 had not been leak tested since 1985.

2. License Condition 15 requires the licensee to conduct a physical inventory every 6 months to account for all sources and/or devices received and possessed under the license, and to maintain records of inventories for 2 years from the date of each inventory.

Contrary to the above, as of October 31, 1990, the licensee had not performed physical inventories of licensed material since 1988.

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

Pursuant to the provisions of 10 CFR 2.201, Department of the Army, U.S. Engineering District is hereby required to submit to this office, within 30 days of the date of the letter transmitting this Notice, a written statement or explanation in reply, including for each violation: (1) the reason for the violation if admitted, (2) the corrective steps which have been taken and the results achieved, (3) the corrective steps which will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending the response time.

Dated at Arlington, Texas,
this 11th day of January 1991