

APPENDIX A

NOTICE OF VIOLATION

Boston Biomedical Research Institute
Boston, Massachusetts 02114

Docket No. 030-01971
License No. 20-13748-01

During an NRC inspection conducted on April 27 and 28, 1994, 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, the violations are listed below:

- A. 10 CFR 20.2103 requires, in part, that each licensee maintain records showing the results of surveys required by 20.1501.

Contrary to the above, as of April 28, 1994, the licensee did not maintain records showing the results of surveys required by 20.1501. Specifically, the radioisotope users who routinely dispose of waste by decay in storage, a disposal method authorized in 10 CFR 20.1001, did not maintain records of surveys performed prior to waste being disposed of by decay in storage, a survey that is required by 10 CFR 20.1501.

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

- B. Condition 19 of License No. 20-13748-01 requires that licensed materials be possessed and used in accordance with the statements, representations, and procedures contained in an application dated August 28, 1991.

Appendix 3 of the Radiation Safety Manual contained in the application dated August 28, 1991 requires that the records specified as Form Numbers 1 through 11, must be maintained by radioisotope users.

Contrary to the above, as of April 28, 1994, the records specified as Form Numbers 1 through 11, were not maintained by radioisotope users. Specifically, several radioisotope users were not routinely completing the Radioisotope Experiment Checklist or the Radioisotope Receiving Checklist.

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

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Pursuant to the provisions of 10 CFR 2.201, Boston Biomedical Research Institute is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region I, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information 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. Where good cause is shown, consideration will be given to extending the response time.