

Appendix

NOTICE OF VIOLATION

Wright State University

License No. 34-11912-03

As a result of the inspection conducted on August 18-19 and September 30, 1982, and in accordance with the NRC Enforcement Policy, 47 FR 9987 (March 9, 1982), the following violation was identified:

License Condition No. 20 requires that licensed material be possessed and used in accordance with statements, representations, and procedures contained in certain applications and letters, and in the WSU Radiation Safety Guide dated 1978.

Section 1.4, "Individual User," in the Guide states, "An individual user is a member of the University community who uses radioactive material or a radiation producing device under the direction of an authorized user. An individual user is fundamentally involved in safety in the use of radiation and must demonstrate minimum competence in accordance with criteria in Appendix G of this guide."

Appendix G, "Criteria for Evaluation of Individual User Applicants," states, "As a matter of policy, an individual user of radioactive material or a radiation producing device must have successfully completed training in the safe use of radiation and work under the supervisions of a qualified authorized user as designated by the University Radiation Safety Committee.

As a minimum, it is expected that an individual user will have successfully completed BCH 743 "Radioisotope Principles" (described below) or an equivalent course. The adequacy of an equivalent course or informal training and self-study may be demonstrated, at the discretion of the Committee, by successful completion of the final examination of BCH 743. The Committee may require successful completion of BCH 743 as a remedial measure or as condition for continued approval."

Contrary to the above, your letter dated September 27, 1982, from the Chairman of your University Radiation Safety Committee states that the Committee does not think the training received by a Volunteer (Summer Scholar) on July 1-2, 1982 was adequate for the type of activities he was conducting, involving licensed material since July 5, 1982 at the

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Bob Hipple Laboratory for Cancer Research. In addition, the letter states that the Volunteer was not a student according to the Wright State definition so he should have obtained an individual user approval prior to use of licensed material.

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 item of noncompliance: (1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further noncompliance; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

Dated

10/13/82

D. J. Sreniawski
D. J. Sreniawski, Chief
Materials Radiation Protection
Section 2