



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION IV

611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-8064

JUN 15 1994

Docket: 50-128
License: R-83

Texas Engineering Experiment Station
Texas A&M University
ATTN: Dr. Raymond Flumerfelt
Deputy Director
College Station, Texas 77843-3575

SUBJECT: NRC INSPECTION REPORT 50-128/94-01 (NOTICE OF VIOLATION)

This refers to the inspection conducted by Mr. L. R. Norderhaug of this office on May 23-27, 1994. The inspection included a review of activities authorized for Texas Engineering Experiment Station/Texas A&M University's TRIGA reactor at the Nuclear Science Center. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the enclosed report.

Areas examined during this inspection are identified in the report. Within these areas, the inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The purpose of the inspection was to determine whether activities authorized by the license were conducted safely and in accordance with NRC requirements.

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). The finding is of concern, because it involves the failure to conduct annual audits of certain programs since 1991.

It was noted also that your manner of securing Safeguards Information was in violation of the requirements of 10 CFR 73.21. However, this violation is not being cited because the criteria in paragraph VII.B.1, Appendix C to 10 CFR Part 2 of the NRC's "Rules of Practice," were satisfied. The planned corrective action to eliminate this violation was reviewed by the inspector prior to leaving the site.

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

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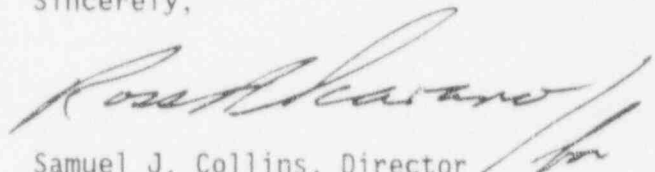
inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

The response directed by this letter and the enclosed Notice is 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.

In accordance with 10 CFR 2.790(a), a copy of this letter and the enclosed inspection report will be placed in the NRC Public Document Room. However, in accordance with Section 2.790(d) of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, information concerning your physical protection or material control and accounting programs for special nuclear material is exempt from public disclosure; therefore, Enclosure 4 (Attachment 2 to the inspection report) will receive limited distribution.

Should you have any questions concerning this inspection, we will be pleased to discuss them with you.

Sincerely,



Samuel J. Collins, Director
Division of Radiation Safety
and Safeguards

Enclosures:

1. Appendix A - Notice of Violation
2. Appendix B - NRC Inspection Report
50-128/94-01
3. Attachment 1 - Persons Contacted and Exit Meeting
4. Attachment 2 - **PROPRIETARY INFORMATION**
Sensitive Security Inspection Information

cc w/enclosures including Attachment 2 (**PROPRIETARY INFORMATION**):
Texas Engineering Experiment Station
Texas A&M University
Nuclear Science Center
ATTN: Dr. Warren D. Reece, Director
F. E. Box 89, M/S 3575
College Station, Texas 77843

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Texas A&M University

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cc w/enclosures w/o Attachment 2 (PROPRIETARY INFORMATION):

Texas A&M University
ATTN: Dr. M. E. McLain
Radiation Safety Officer
College Station, Texas 77843

Texas A&M University
University Research Services
ATTN: Dr. F. D. Jennings
Executive Director
Mail Stop 3121
College Station, Texas 77843-3121

Texas State Department of Health
1100 West 49th Street
Austin, Texas 78756

Radiation Control Program Director
Bureau of Radiation Control
Dept. of Health
1100 West 49th Street
Austin, Texas 78756-3189

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bcc to DMB (IE01) without Attachment 2 (PROPRIETARY INFORMATION)

bcc with copy of entire report:

- L. J. Callan, RA
- *L. R. Norderhaug, DRSS/RIB
- *RIV File
- *DRSS/RIB File (Hodges)

bcc without Attachment 2 (PROPRIETARY INFORMATION):

- *MIS System (Original IFS)
- Lisa A. Shea, OC/LFDCB (MS 4503)
- T. Michaels, NRR/ONDB, NRR Project Manager (MS 11 B20)
- J. L. Caldwell, NRR/HOLB (MS 10 D22)

*w/IFS

RIV:RIB	C:RIB	NRR	DD:DRSS	D:DRSS
LRNorderhaug:nh	BMurray	TMichaels	RAScarano	SJCollins
6/15/94	6/15/94	6/15/94	6/15/94	6/15/94

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