

APPENDIX A

NOTICE OF VIOLATION

Bradley Memorial Hospital and Health Center  
Southington, Connecticut 06489

Docket No. 030-12270  
License No. 06-17145-01

During an NRC inspection conducted on April 30 and May 1, 1992, 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 35.21(a) requires that a licensee appoint a Radiation Safety Officer responsible for implementing the radiation safety program. The licensee, through the Radiation Safety Officer, shall ensure that radiation safety activities are performed in accordance with approved procedures and regulatory requirements in the daily operation of the byproduct material program.

Contrary to the above, from March 1989 through February 28, 1992, the licensee, through the Radiation Safety Officer, on numerous occasions, did not ensure that radiation safety activities were performed in accordance with approved procedures and regulatory requirements in the daily operation of the byproduct material program. Specifically, the Radiation Safety Officer did not provide oversight for daily activities in that he did not review wipe test methodology or records to ensure accuracy; did not ensure that training was conducted for proper use of radiation survey instruments; did not ensure that survey meter calibrations were performed; did not ensure that linearity tests were performed in accordance with the regulations; did not ensure that Radiation Safety Committee meeting minutes were accurate, prior to certifying by signature that they were correct; did not ensure that sealed source inventories and leak tests were performed; and did not ensure that air flow/ventilation rates were evaluated semi-annually.

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

- B. 10 CFR 35.21(b) requires, in part, that the Radiation Safety Officer investigate deviations from approved radiation safety practice, implement corrective action as necessary or brief management once each year on the byproduct material program.

Contrary to the above, the Radiation Safety Officer did not investigate deviations from approved procedures or implement corrective action as necessary. Specifically, he did not review wipe test methodology or records to ensure accuracy; did not ensure that training was conducted for proper use of radiation survey instruments; did not ensure that survey meter calibrations were performed; and did not ensure that linearity tests were performed in accordance with the regulations. Also, as of May 1, 1992,

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the Radiation Safety Officer had not briefed management on the byproduct material program for 1989, 1990 or 1991.

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

- C. 10 CFR 35.22(a)(2) requires that the Radiation Safety Committee meet at least quarterly and that records of such meetings be maintained.

Contrary to the above, the licensee's Radiation Safety Committee did not meet during the second, third and fourth quarters of 1989, the first, second and third quarters of 1990 and the first and second quarters of 1991, periods in excess of a calendar quarter.

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

- D. 10 CFR 35.22(b)(6) requires that, to oversee the use of licensed material, the Radiation Safety Committee must review annually, with the assistance of the Radiation Safety Officer, the radiation safety program.

Contrary to the above, from 1989 until February 1992, the licensee's Radiation Safety Committee did not review, with the assistance of the Radiation Safety Officer, the licensee's radiation safety program.

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

Pursuant to the provisions of 10 CFR 2.201, Bradley Memorial Hospital and Health Center 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.