

NOTICE OF VIOLATION

College of William and Mary
Williamsburg, Virginia

Docket No. 030-31503
License No. 45-03499-09

During an NRC inspection conducted on December 29-30, 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 30.3 requires, in part, that except for persons exempted, no person shall possess or use byproduct material except as authorized by a specific or general license issued pursuant to Title 10, Chapter 1, Code of Federal Regulations.

Contrary to the above, from April 24, 1990 until the date of the inspection, the licensee possessed byproduct material not authorized on their specific license. Specifically, the licensee possessed approximately 0.21 microcuries of Strontium-90 in room 203 of the chemistry department building, and the licensee was not specifically authorized on their materials license nor exempted from the requirement to have a license authorizing such possession.

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

- B. Condition 17 of NRC License No. 45-03499-09, requires, in part, that the licensee conduct its program in accordance with the statements, representations, and procedures contained in the application dated January 31, 1990.

Section V (Routine Area Surveys Procedures) of Item A, within the Radiation Safety Manual, an enclosure to the application dated January 31, 1990, requires, in part, the performance of surveys for all laboratory areas immediately before and after the use of radioactive materials.

Contrary to the above, between January 30, 1992 and July 29, 1992, the licensee used material in room 111-D of the chemistry department building on several occasions without performing the surveys immediately before and after the use of radioactive materials.

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

Pursuant to the provisions of 10 CFR 2.201, the College of William and Mary 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 copies to the Regional Administrator, Region II, and the Chief, Nuclear Materials Inspection Section, Region II, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should

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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 Demand for Information may be issued as to 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.

Dated at Atlanta, Georgia
This 26th day of January, 1995

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