

NOTICE OF VIOLATION

Scientific Ecology Group
Oak Ridge, Tennessee

EA 95-164

During an investigation conducted on behalf of the Public Service Company of Colorado, and subsequently confirmed by investigations conducted by the NRC's Office of Investigations, violations of NRC requirements were identified. In accordance with the General Statement of Policy and Procedures for NRC Enforcement Actions," (NUREG-1600 and 60 FR 34381, June 30, 1995) the violations are set forth below:

10 CFR 50.5 states, in part, that any employee of a contractor or subcontractor of any licensee may not "[d]eliberately submit to ... a licensee, or a licensee's contractor or subcontractor, information that the person submitting the information knows to be incomplete or inaccurate in some respect material to the NRC."

Contrary to the above, in February, March, and September 1993, employees of SEG, a contractor to a licensee (Public Service Company of Colorado), submitted 35 records of radiation surveys to the contractor that the employees knew were inaccurate in some respect material to the NRC. Specifically, during February and March, 1993, survey records which were required to support the release of material from the facility and work conducted under various radiation work permits were dated and signed to falsely indicate that they had been created substantially earlier and contained false information regarding survey instrument usage and calibration dates. In September 1993, a survey record supporting release of the hot service facility plug was created to indicate that the survey had been completed when in fact it had not. These records were material to the NRC because they were required to ensure compliance with the regulations in 10 CFR Part 20. (01013)

This is a Severity Level III violation (Supplement VII).

Pursuant to the provisions of 10 CFR 2.201, Scientific Ecology Group 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 IV, 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. Your response, particularly your response with regard to corrective actions called for in items (2) and (3), may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to 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.

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Under the authority of Section 182 of the Act, 42 U.S.C. 2232, this response shall be submitted under oath or affirmation.

Dated at Arlington, Texas,
this 30th day of October 1995