

Appendix

NOTICE OF VIOLATION

Shelby Memorial Hospital

License No. 12-24317-01

As a result of the inspection conducted on June 12, 1985, and in accordance with the General Policy and Procedures for NRC Enforcement Actions, (10 CFR Part 2, Appendix C), the following violations were identified:

1. 10 CFR 35.12(b)(3) prohibits an individual physician or group of physicians under a specific NRC license from receiving, possessing or using byproduct material on the premises of a medical institution unless the medical institution does not hold a byproduct material license under 10 CFR 35.11.

Contrary to the above, from May 8, 1985 to the date of this inspection, a physician specifically authorized by the NRC under a license issued to Nuclear Diagnostics, Inc. used byproduct material at your facility which possessed (and continues to possess) its own active NRC license.

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

2. License Condition No. 15 requires that all licensed material be possessed and used in accordance with statements, representations and procedures contained in application dated March 20, 1984.

This application states that your Radiation Safety Committee, consisting of your Radiation Safety Officer, authorized user, and representatives of of the Hospital's administration and nursing staff, will meet at least quarterly.

Contrary to the above, from statements of licensee representatives, your Radiation Safety Committee has not met since license issuance.

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

3. License Condition No. 15 requires that all licensed material be possessed and used in accordance with statements, representations and procedures contained in application dated March 20, 1984 and referenced letters. This application states that daily GM and weekly wipe test surveys will be conducted as per Regulatory Guide 10.8, Appendix I, which requires the maintenance of survey records for NRC inspections at your facility.

Contrary to the above, referenced GM and wipe test survey result records were not available at your facility for all periods during which licensed materials were used.

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

4. License Condition No. 15 requires that all licensed material be possessed and used in accordance with statements, representations and procedures contained in application dated March 20, 1984 and referenced letters. This application states that calibrations of survey meters and dose calibrators will be performed as per Regulatory Guide 10.8, Appendix D, which requires the maintenance of records and/or logs of the referenced calibrations.

Contrary to the above, no records of annual survey meter calibrations or dose calibrator constancy checks have been maintained at your facility to demonstrate compliance with your calibration requirements.

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

5. 10 CFR 20.401(a) and (c)(1) require that each licensee maintain records of individuals exposures (film badge and TLD finger badge results, dosimeter readings, bioassays, etc.) and that these records be maintained until their disposition is authorized by the Commission.

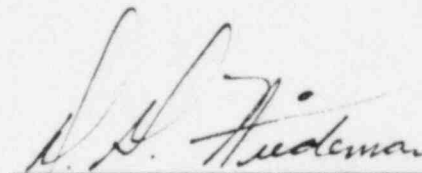
Contrary to the above, you have not maintained complete exposure records of an individual for whom personnel monitoring is required under 10 CFR 20.202.

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

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.

JUN 25 1985

Dated _____



D. G. Wiedeman, Chief
Nuclear Materials Safety Section 1