



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION IV

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

May 12, 1997

Mr. W. Eugene Baxter, Administrator
Baptist Healthcare of Oklahoma, Inc.
dba INTEGRIS Bass Baptist Health Center
P.O. Box 3168
600 South Monroe
Enid, Oklahoma 73702-3168

SUBJECT: NRC INSPECTION REPORT 030-13286/97-01 AND NOTICE OF VIOLATION

Dear Mr. Baxter:

This refers to the inspection conducted on March 17, 1997, at INTEGRIS Bass Baptist Health Center and to our review of your facsimile transmittal dated March 21, 1997. At the conclusion of the onsite portion of this inspection, the inspector discussed his findings with members of your staff. On April 14, 1997, the inspector conducted a telephonic exit briefing with your radiation safety officer to discuss the findings of the inspection.

Based on the results of our inspection, certain of your activities appeared to be in violation of NRC requirements as specified in the enclosed Notice of Violation (Notice). The violations described in the Notice involved: (1) the transfer of control of NRC License No. 35-13821-02 in 1995 without ensuring that the Commission had secured full information concerning the transfer and without first receiving the Commission's consent in writing and (2) failure of a nuclear medicine technologist to routinely monitor his hands for contamination and to wear required protective clothing when working with radiopharmaceuticals.

Although the Commission subsequently gave its approval for the indirect transfer of control of your licensed program on April 21, 1997, the first violation is still of concern. The NRC must be assured that an entity taking control of a licensed program is willing and able to meet the obligations of the NRC license before the transfer is completed. In this case, the transfer which occurred in 1995 did not result in significant changes in program activities or the personnel having direct oversight of the program. Therefore, because the transfer had no radiological or programmatic significance, the violation has been categorized at Severity Level IV. However, you are reminded that you must seek and obtain the Commission's approval *before* a direct or indirect transfer of your licensed operations occurs. Future failure to do so may result in significant enforcement action.

The violations are cited in the enclosed Notice. Please note that you are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. For your consideration and convenience, an excerpt from NRC Information Notice 96-28, "SUGGESTED GUIDANCE RELATING TO DEVELOPMENT AND IMPLEMENTATION OF CORRECTIVE ACTION," is enclosed. The NRC will use your

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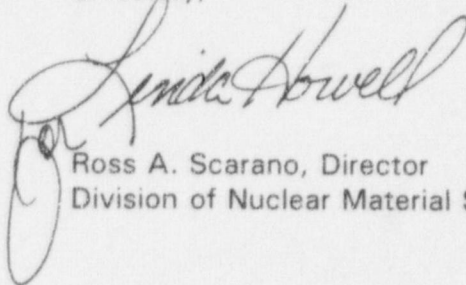
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response, in part, to determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response will be placed in the NRC Public Document Room (PDR). To the extent possible, any future response should not include any personal privacy or proprietary information so that it can be placed in the PDR without redaction.

Should you have any questions concerning this letter, please contact Linda L. Howell at (817) 860-8213.

Sincerely,

A handwritten signature in cursive script, appearing to read "Linda L. Howell". The signature is written in dark ink and is positioned above the typed name and title.

Ross A. Scarano, Director
Division of Nuclear Material Safety

Docket: 030-13286
License: 35-13821-02

Enclosures:

1. Notice of Violation
2. NRC Information Notice 96-28

cc w/Enclosure 1:
Oklahoma Radiation Control Program Director

E-Mail report to Document Control Desk (DOCDESK)

bcc w/Enclosure 1 to DCD (IE-07)

bcc w/Enclosure 1 distrib. by RIV:

RIV Regional Administrator

*LLHowell

DBSpitzberg

CLCain

FAWenslawski

*WHRadcliffe

*NMI&FC/DB (5th Floor)

*MIS System

*RIV Nuclear Materials File - 5th Floor

*w/IFS Form

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