

## NOTICE OF VIOLATION

Washington Hospital Center  
Washington, DC

Docket No. 030-01325  
License No. 08-03604-03

During an NRC inspection conducted on June 29 through September 23, 1998, two violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (Enforcement Policy), NUREG-1600, the violations are listed below:

- A. 10 CFR 35.22 requires that each medical institution licensee shall establish a Radiation Safety Committee to oversee the use of byproduct material.

10 CFR 35.22(a)(3) requires that to establish a quorum and to conduct business, at least one-half of the Committee's membership must be present, including the Radiation Safety Officer and the management's representative.

Contrary to the above, the licensee did not establish a quorum. Specifically, on March 12, 1997, June 19, 1997, and December 19, 1997, the Radiation Safety Committee met and the management representative was not present.

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

- B. 10 CFR 35.315(a)(7) requires that for each patient or human research subject receiving radiopharmaceutical therapy and hospitalized for compliance with Section 35.75 of this chapter, a licensee shall survey the patient's or the human research subject's room and private sanitary facility for removable contamination with a radiation detection survey instrument before assigning another patient or human use research subject to the room.

Contrary to the above, the licensee did not survey the patient's or human research subject's room and private sanitary facility for removable contamination before assigning another patient to the room. Specifically, on January 7, 12, and 14, 1998, and on March 16 and 26, 1998, and on many other occasions the licensee failed to survey the patient's room and private sanitary facility before assigning another patient to the room.

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

Pursuant to the provisions of 10 CFR 2.201, Washington Hospital 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. Your response 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 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.

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001. Under the authority of Section 182 of the Act, 42 U.S.C. 2232, this response shall be submitted under oath or affirmation.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.