

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED:

Department of the Army Commander
William Beaumont Army Medical Center
El Paso, Texas 79920-5001
Location: 5005 North Piedras Street, El Paso, TX

REPORT NO: 030-03260/2015-001

2. NRC/REGIONAL OFFICE

U.S. Nuclear Regulatory Commission - Region IV
1600 East Lamar Boulevard
Arlington, Texas 76011-4511

3. DOCKET NUMBER

030-03260

4. LICENSE NUMBER

42-05255-07

5. DATES OF INSPECTION

April 21-24, 2015

LICENSEE:

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- ☐ 1. Based on the inspection findings, no violations were identified.
- ☐ 2. Previous violation(s) closed.
- ☐ 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy to exercise discretion, were satisfied.

☐ Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):

- ☒ 4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.

License Condition 11.A. of NRC License 42-05255-07 states in part, that the Deputy Commander for Clinical Services, (DCCS) will serve as the chairperson for the Radiation Safety Committee (RSC).

License Condition 25 requires, in part, that the licensee is authorized to make program changes specifically identified in license application dated 28 August 2013, which were approved by the NRC and incorporated, without prior NRC approval, as long as: (A) the proposed revision is reviewed and approved by the licensee's Radiation Control Committee (RCC); (B) the revised program will not decrease the effectiveness of the Radiation Safety Program; (C) the licensee staff is trained prior to implementation; and (D) the licensee's audit program evaluates the effectiveness of the change and its implementation.

Contrary to the above, from 3 October 2014, to 21 April 2015, the DCCS failed to serve as the Chair for the RSC as specified in License Condition 11.A. The licensee made program changes previously approved by the NRC and incorporated into the license and failed to follow the requirements in License Condition 25. Specifically, the DCCS appointed another individual as Chair and the licensee failed to assure that: (1) the program change was reviewed, and approved by the RCC in accordance with established procedures prior to implementation; and (2) the change was in accordance with the regulatory requirements, will not change the license conditions, and will not decrease the effectiveness of the Radiation Safety Program.

By letter dated 21 April 2015, the licensee reinstated the DCCS as RSC (RCC) Chair. In addition, the RCC (RSC) had an emergency committee meeting on 22 April 2015 to address the failures in complying with the requirements of the licensee's application commitments, License Conditions 11A. and 25 and assure the requirements were met. To prevent recurrence, the licensee committed to revised and enforced William Beaumont Army Medical Center (WBAMC) REG 15-1 to state DCCS will be the Chairperson of the RCC.

Licensee's Statement of Corrective Actions for Item 4, above.

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE	COL. Michael S. Heimall		5/5/15
NRC INSPECTOR	R. Rick Muñoz		04/24/2015
ACTING BRANCH CHIEF	Janine F. Katanic, Ph.D., CHP G.M. VASQUEZ		04/24/2015 7/22/2015

☐ Non-Public ☐ Sensitive - Security-Related

☒ Public

☒ Non-Sensitive

Munoz, Rick

From: Clasp, Trocia N 1LT USARMY MEDCOM WBAMC (US) <trocia.n.clasp.mil@mail.mil>
Sent: Wednesday, May 06, 2015 9:48 AM
To: Munoz, Rick
Subject: FW: Scanned Document
Attachments: Scan.pdf
Signed By: trocia.n.clasp@us.army.mil

Mr. Munoz,

Attach is the Report and Memorandum signed.

V/R
TROCIA N. CLASP, Ph.D
1LT, MS
Chief, Health Physics
FT Bliss/WBAMC
Off: 915-742-3161
Cell: 573-489-3534

-----Original Message-----

From: trocia.n.clasp.mil@mail.mil [mailto:trocia.n.clasp.mil@mail.mil]
Sent: Wednesday, May 06, 2015 8:44 AM
To: Clasp, Trocia N 1LT USARMY MEDCOM WBAMC (US)
Subject: Scanned Document

Scanned document attached

Munoz, Rick

From: Munoz, Rick
Sent: Friday, April 24, 2015 3:50 PM
To: Clasp, Trocia N 1LT USARMY MEDCOM WBAMC (US)
Subject: RE: WBAMC NRC FORM 591-M
Attachments: NRC-591M for WBAMC.pdf

LT Clasp,

Please review the attached document for our 1600 final exit briefing discussion.

Regards,

Rick Muñoz
Nuclear Materials Inspector
U.S. Nuclear Regulatory Commission, Region-IV
1600 East Lamar Boulevard
Arlington, Texas 76011-4511

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-----Original Message-----

From: Clasp, Trocia N 1LT USARMY MEDCOM WBAMC (US) [mailto:trocia.n.clasp.mil@mail.mil]
Sent: Friday, April 24, 2015 3:37 PM
To: Munoz, Rick
Cc: Katanic, Janine
Subject: RE: WBAMC Final Exit Briefing

Mr. Munoz,

Can we do it at 1500 my time the phone number is 915-742-2426.

-----Original Message-----

From: Munoz, Rick [mailto:Rick.Munoz@nrc.gov]
Sent: Friday, April 24, 2015 2:12 PM
To: Clasp, Trocia N 1LT USARMY MEDCOM WBAMC (US)
Cc: Katanic, Janine
Subject: RE: WBAMC Final Exit Briefing

Just let me know. I plan on leaving at 1700 hours which is 1600 hours your time.

Rick

-----Original Message-----

From: Clasp, Trocia N 1LT USARMY MEDCOM WBAMC (US) [mailto:trocia.n.clasp.mil@mail.mil]
Sent: Friday, April 24, 2015 2:42 PM
To: Munoz, Rick
Subject: RE: Draft Revised

Sir,

I was waiting for COL Heimall to be there for the exit briefing.
I do have time this afternoon.

V/R
TROCIA N. CLASP, Ph.D
1LT, MS
Chief, Health Physics
FT Bliss/WBAMC
Off: 915-742-3161
Cell: 573-489-3534

-----Original Message-----

From: Munoz, Rick [mailto:Rick.Munoz@nrc.gov]
Sent: Friday, April 24, 2015 1:39 PM
To: Clasp, Trocia N 1LT USARMY MEDCOM WBAMC (US)
Subject: RE: Draft Revised

Trocia,

Do you have a time for this afternoon?

Rick

-----Original Message-----

From: Clasp, Trocia N 1LT USARMY MEDCOM WBAMC (US) [mailto:trocia.n.clasp.mil@mail.mil]
Sent: Friday, April 24, 2015 2:34 PM

To: Munoz, Rick
Subject: Draft Revised

Sir,

Attach is the revised Draft of the Safety inspection.
The name is COL Michael S. Heimall for licensee's representative.

V/R
TROCIA N. CLASP, Ph.D
1LT, MS
Chief, Health Physics
FT Bliss/WBAMC
Off: 915-742-3161
Cell: 573-489-3534