

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED:

Hospital Hermanos Meléndez, Inc.
Carretera No. 2, Km 11.7
Bayamón, PR 00959

REPORT NUMBER(S)

2019001

2. NRC/REGIONAL OFFICE

U.S. Nuclear Regulatory Commission
Region I, 2100 Renaissance Blvd, Suite 100
King of Prussia, Pennsylvania 19406-2713

3. DOCKET NUMBER(S)

03020209

4. LICENSE NUMBER(S)

52-23044-01

5. DATE(S) OF INSPECTION

2/9/19 (Licensing review); Exit 8/30/19

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) were discussed involving the following requirement(s) and corrective action(s):


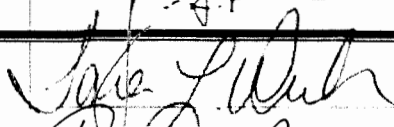
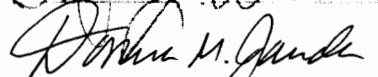
- ☒ 4. During this inspection, certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited in accordance with the NRC Enforcement Policy. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.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

10 CFR 30.34(b)(1) requires that no license issued or granted pursuant to the regulations in this part and parts 31 through 36, and 39 nor any right under a license shall be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person, unless the Commission shall, after securing full information, find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing.

(continued)

Statement of Corrective Actions

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	José S. Rosado		9/05/2019
NRC INSPECTOR	Tara L. Weidner		8/30/19
BRANCH CHIEF	Donna M. Janda		9/10/19

*NRC FORM 591M PART 1 (10-2011) (RI Rev. 06/04/2012) G:\WBL Documents\WBL Inspection Records\52-23044-01.2019001.591M-Part1.docx

SUNSI Review Completed By: / RA / TLWeidner



Public



Non-Sensitive

This document becomes an NRC Official Agency Record once it is signed by the Branch Chief

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3. DOCKET NUMBER(S) 03020209	4. LICENSE NUMBER(S) 52-23044-01	5. DATE(S) OF INSPECTION 2/9/19 (Licensing review); Exit 8/30 /19	

(Continued)

Contrary to the above, on December 26, 2018, Hospital Hermanos Meléndez underwent a direct transfer of control of the NRC radioactive materials license to another entity before the Commission found that the transfer was in accordance with the provisions of the Act and gave its consent in writing. Specifically, Hospital Hermanos Meléndez sold all of its shares of common stock to Bayamón Medical Center, LLC. Following the acquisition, Bayamón Medical Center, LLC, merged with and into Hospital Hermanos Meléndez, Inc. and changed the name to Bayamon Medical Center Corp.

This is a Severity Level IV violation (Enforcement Policy Example 6.3.d.7).

Corrective action included submitting documentation of the direct transfer of control for NRC approval. Amendment No. 13 documenting the transfer of control was issued on August 23, 2019. In addition, Bayamon Medical Center Corp. offered a commitment to notify the NRC in writing of any future changes to the license including transfers of control.