

ENCLOSURE

NOTICE OF VIOLATION

Department of the Navy  
Naval Hospital Millington  
Millington, Tennessee

Docket No. 030-29462  
License No. 45-23645-01NA

During an NRC inspection conducted September 23, 1992, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, the violations are listed below:

- A. 10 CFR 35.50(b)(1) requires, in part, that a licensee check each dose calibrator for constancy with a dedicated check source at the beginning of each day of use and that the check be done on a frequently used setting.

Contrary to the above, between March 18, 1992 and December 9, 1992, the licensee did not check the dose calibrator for constancy on a frequently used setting. Specifically, dose calibrator constancy was not tested on either the technetium 99m or iodine 123 settings (which are frequently used clinical settings) prior to use.

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

- B. 10 CFR 35.51(a)(3) requires that a licensee conspicuously note the apparent exposure rate from a dedicated check source, as determined at the time of calibration, and the date of calibration on any survey instrument used to show compliance with 10 CFR Part 35.

Contrary to the above, as of December 9, 1992, the licensee did not have the apparent exposure rate from a dedicated check source as determined at the time of calibration noted on its IM-238/PDR-27S survey instrument, and the licensee was using this survey instrument to show compliance with 10 CFR Part 35.

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

Pursuant to the provisions of 10 CFR 2.201, the Department of the Navy is hereby required to submit a written statement or explanation to the Regional Administrator, Region II, with a copy to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, 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

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compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order or 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.

Dated at Atlanta, Georgia  
This 21<sup>st</sup> day of December, 1992