



UNITED STATES
NUCLEAR REGULATORY COMMISSION

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

JAN 5 1993

Docket: 030-12319
License: 35-17178-01
EA: 92-261

Tulsa Gamma Ray, Inc.
ATTN: James C. Moss
President
1127 South Lewis Avenue
Tulsa, Oklahoma 74104

SUBJECT: NRC INSPECTION REPORT NO. 30-12319/92-02

This refers to the special, unannounced inspection conducted by Ms. L. L. Kasner of this office on September 30 through October 2, 1992, and to our review of documents submitted by facsimile to the inspector on October 6, 1992. The findings of the inspection were discussed with members of your staff at the conclusion of the inspection and during a subsequent telephonic exit briefing on December 30, 1992. The enclosed Inspection Report No. 30-12319/92-02 documents this inspection.

The inspection was an examination of activities conducted under the license as they relate to radiation safety and to compliance with the Commission's rules and regulations and the conditions of the license. The inspection consisted of selective examinations of procedures and representative records, interviews of Tulsa Gamma Ray employees and other personnel, independent measurements, and review of a temporary jobsite where Tulsa Gamma Ray employees performed radiographic operations on September 1, 1992.

Based on the results of this inspection, one apparent violation was identified and is being considered for escalated enforcement action in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions" (Enforcement Policy), 10 CFR Part 2, Appendix C (1992). As discussed with your staff during the exit briefing, NRC considers the apparent violation significant in that it involved a failure to secure physically or to maintain direct surveillance of a radiographic exposure device containing licensed material. In the specific instance reviewed during the inspection, the exposure device was located in an unrestricted area at a temporary jobsite where members of the public had access to the device and were, in fact, later found working near the device.

The requirement to maintain surveillance of and to control access to licensed material is intended to prevent unnecessary exposure of members of the general public. The failure to comply with this requirement could, under certain conditions, result in substantial exposures to members of the public,

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particularly in the case of industrial radiography devices. Therefore, NRC expects its licensees to strictly comply with and to enforce this requirement with personnel involved in licensed activities.

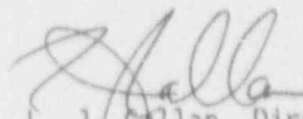
Accordingly, no Notice of Violation is presently being issued for this inspection finding. In addition, please be advised that the characterization of the apparent violation described in the enclosed inspection report may change as a result of further NRC review.

An enforcement conference to discuss the apparent violation has been scheduled for January 26, 1992, at 1:00 p.m. as discussed with Mr. Charles Cain and Ms. Linda Kashner of my staff by telephone on December 31, 1992. The purposes of this conference are to discuss the apparent violation, its cause(s) and safety significance; to provide you the opportunity to point out any errors in our inspection report; to provide an opportunity for you to present your proposed corrective actions; and to discuss any other information that will help us determine the appropriate enforcement action in accordance with the Enforcement Policy. You will be advised by separate correspondence of the results of our deliberations on this matter. No response regarding the apparent violation is required at this time.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

Should you have any questions concerning this letter, we will be pleased to discuss them with you.

Sincerely,



L. J. Callan, Director
Division of Radiation Safety
and Safeguards.

Enclosure:
NRC Inspection Report
30-12319/92-02

cc:
Oklahoma Radiation Control Program Director

bcc:

DMB - Original (IE-07)

JLMilhoan

LJCallan

JPJaudon

MRodriguez, OC/LFDCB (4503)

WLFisher

CLCain

LLKasner

NMIS

MIS System

RIV Files (2)

REHall, URFO

GFSanborn, EO

R Wise, AO

*RIV:NMIS	C:NMIS <i>mc</i>	*EO	D:DRSS <i>JA</i>	
LLKasner	CLCain	GFSanborn	LJCallan	
/ /92	12/31/92	/ /92	1/4/92	

*Previously concurred

bcc:
 DMB - Original (IE-07)
 JLMilhoan
 LJCallan
 JPJaudon
 MRodriguez, OC/LFDCB (4503)
 WLFisher
 CLCain
 LLKasner
 NMIS
 MIS System
 RIV Files (2)
 REHall, URFO
 GFSanborn, EO
 RWis, AO

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LLKasner	CLCain	GFSanborn	LJCallan	
/ /92	12/31/92	/ /92	1/4/92	

*Previously concurred