

AUG 07 1985

Docket Nos. 030-13001
070-01029

License Nos. 37-13323-02
SNM-982

East Stroudsburg State College
ATTN: Dennis Bell
President
East Stroudsburg, Pennsylvania 18301

Gentlemen:

Subject: Combined Inspection Nos. 030-13001/85-01 and 070-01029/85-01

This refers to the routine safety inspection conducted by Mrs. T. H. Darden of this office on February 8, 1985 of activities authorized by NRC License Nos. 37-13323-02 and SNM-982 and to the discussions of our findings held by Mrs. Darden with Drs. N. Anderson and G. Learn of your staff at the conclusion of the inspection, and to a subsequent telephone discussion between yourself and J. Kinneman, Chief, Nuclear Materials Safety Section A, on February 13, 1985.

The inspection was an examination of activities conducted under your license as they relate to radiation safety and to compliance with the Commission's rules and regulations and the conditions of your licenses. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, measurements made by the inspector, and observations by the inspector.

Based on the results of this inspection, it appears that certain of your activities were not conducted in full compliance with NRC requirements, as set forth in the Notice of Violation, enclosed herewith as Appendix A. These violations have been categorized by severity level in accordance with the revised NRC Enforcement Policy (10 CFR 2, Appendix C) published in the Federal Register Notice (49 FR 8583) dated March 8, 1984. You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

During the February 13, 1985, telephone conversation, Mr. Kinneman expressed our concern regarding the number of violations identified during this inspection. You agreed to undertake prompt action to strengthen the management control of your radiation safety program. In your reply to this letter please describe your actions to assure that all violations will be corrected.

Item A described in the attached Notice of Violation, involving unauthorized disposal of licensed material, is classified as a Severity Level IV violation. As indicated in Supplement IV of the NRC Enforcement Policy, significant violations of this type are normally classified as Severity Level III. However, after careful consideration of the factors involved in this specific instance, including the fact that the impact on the health and safety of the public was

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minimal and remote because of the small quantity of material involved, we have exercised our judgement under the NRC Enforcement Policy and have classified this violation as a Severity Level IV. Similar violations of this type in the future may result in additional enforcement action.

From the discussions conducted during the inspection, we understand that you plan to revise your survey procedures so that they are included as part of your student instruction. Please confirm this understanding in your reply to this letter.

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and your reply will be placed in the Public Document Room.

The responses directed by this letter and the accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

Your cooperation with us in this matter is appreciated.

Sincerely,

Original Signed By:

James H. Joyner

Thomas T. Martin, Director
Division of Radiation Safety
and Safeguards

Enclosure: Appendix A, Notice of Violation

cc w/encl:
Public Document Room (PDR)
Nuclear Safety Information Center (NSIC)
Commonwealth of Pennsylvania
Neil D. Anderson, Ph.D.
George Learn, Ph.D.

bcc w/encl:
Region I Docket Room (w/concurrences)
Senior Operations Officer (w/o encl)

RI:DRSS

Darden

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Holody

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RI:DRSS

Kinneman

07/31/85

RI:DRSS

Joyner

08/2/85

RI:DRSS

Martin

08/2/85

ENF.SPEC.

Holody

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