

ENCLOSURE 1

NOTICE OF VIOLATION

Omaha Veterans Administration
Medical Center

Docket No: 50-131
License No: R-57

During an NRC inspection conducted on January 24, 1997, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, the violation is listed below:

10 CFR 55.3 requires that a person must be authorized by a license issued by the Commission to perform the function of an operator or a senior operator as defined in this part.

10 CFR 50.54(i) requires that, except as provided in 10 CFR 50.13, the licensee may not permit the manipulation of the controls of any facility by anyone who is not a licensed operator or senior operator as provided in 10 CFR Part 55.

10 CFR 50.54(k) requires that an operator or senior operator licensed pursuant to Part 55 of this chapter shall be present at the controls at all times during the operation of the facility.

Contrary to the above, from July 3, 1996 to January 16, 1997, the reactor was operated on 52 occasions by an individual, at the controls, whose license expired on July 2, 1996.

This is a Severity Level IV violation (Supplement I)(50-131/9702-01).

Pursuant to the provisions of 10 CFR 2.201, Omaha Veterans Administration Medical Center is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region IV, 611 Ryan Plaza Drive, Suite 400, Arlington, Texas 76011, 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 compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a 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.

Because your response will be placed in the NRC Public Document Room (PDR), to the

extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Dated at Arlington, Texas
this 2nd day of February, 1997