

JAN 17 1986

W. L. Miller Company
ATTN: Mr. Robert Miller
President and Radiation
Safety Officer

License No. 12-18909-01

30-17346

RR# 2
Hamilton, IL 62341

Gentlemen:

This refers to the routine safety inspection conducted by Mr. W. J. Slawinski of this office on November 14, December 27, and December 30, 1985 of activities authorized by NRC Byproduct Material License No. 12-18909-01 and to the discussion of our findings with you at the conclusion of the site inspection on November 14, 1985, during telephone conversations with Robert Livingston on December 30, 1985, and with you on January 7, 1986, and during an Enforcement Conference in the NRC Region III office on January 13, 1986 between you and A. B. Davis and others of the NRC Region III staff. The purpose of the Enforcement Conference was to discuss the inspection findings, corrective actions that you have taken or will be taken, and enforcement options available to the NRC.

The enclosed copy of our inspection report identifies areas examined during the inspection. Within these areas, the inspection consisted of a selective examination of procedures and representative records, observations, and interviews with personnel.

During this inspection, certain of your activities appeared to be in violation of NRC requirements, as specified in the enclosed Notice. A written response is required.

In addition to our concern for corrective action with respect to the specific violations noted, we are concerned about your management control system that has permitted these violations to occur. The violations detailed in the Enclosed Notice of Violation occurred because there has been little, if any, Management/Radiation Safety Officer oversight of your program. Conditions and commitments in your license form the basis for the issuance of the license, and must be complied with to protect the health and safety of your employees and the general public. Management is responsible for ensuring that employees receive proper training, that adequate personnel dosimetry is available and used, and that employees fully comply with all the provisions of the license and associated radiation safety procedures. We believe that you as the radiation safety officer, must be actively involved in your licensed program. Such involvement is necessary to preclude further violations and affect modifications in your operations to achieve compliance with regulatory requirements and conditions of your license.

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In addition to your reply to each violation in the Notice, describe those actions taken or planned to improve the effectiveness of your management control over licensed activities so as to preclude the recurrence of these or similar violations. The enclosed Appendix B, "Management Control" should provide you with some guidance in assessing your program.

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.

We will gladly discuss any questions you have concerning this inspection.

Sincerely,

Jack A. Hind

Jack A. Hind, Director
Division of Radiation
Safety and Safeguards

Enclosures:

1. Appendix A, Notice of Violation
2. Appendix B, Management Control
3. Inspection Report
No. 030-17346/85-01(DRSS)

cc w/enclosures:

DMB/Document Control Desk (RIDS)

RIII *yes*
Slawinski/ls

RIII *yes*
Sreniawski
16

RIII *yes*
Axelsson

RIII
WVS
Schultz

RIII
Hand
1/15/86