

ENCLOSURE 2

NOTICE OF VIOLATION

James A. Haley Veterans Hospital
Tampa, Florida

Docket No. 030-08879
License No. 09-15294-01

The following violations were identified during an inspection conducted on August 12-13, 1985. The Severity Levels were assigned in accordance with the NRC Enforcement Policy (10 CFR Part 2, Appendix C).

1. 10 CFR 20.201(b) requires a licensee to make such surveys as may be necessary to comply with the regulations in each Section of 10 CFR 20. A "survey" is defined in 10 CFR 20.201(b) as an evaluation of the radiation hazards incident to the production, use, release, disposal, or presence of radioactive materials or other sources of radiation under a specific set of circumstances.

Contrary to the above, the licensee did not make such surveys as were necessary to ensure that the yearly average concentration of airborne iodine discharged from a fume hood to the unrestricted area did not exceed the limit specified in 10 CFR 20.106.

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

2. License Condition 18 requires the licensee to possess and use its licensed material in accordance with statements, representations, and procedures contained in license application dated September 7, 1977. Item 14 and Appendix II of the license application dated September 7, 1977, requires the licensee to follow the "Radiation Protection Procedures for Use of Isotopes at the VA Hospital Research Building" concerning prohibitions on eating in radioisotope labs and procedures for the transfer and receipt of radioisotopes.

- a. Contrary to the above, on August 13, 1985, a research technician had been eating food in a laboratory where radioactive material was being used.

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

- b. Contrary to the above, on May 7, 1985, a researcher had received radioactive material without following the transfer procedures in Item A of the Radiation Protection Procedures for the Isotopes at VA Hospital Research Building. The material was brought into the facility without being ordered through the Nuclear Medicine Service and was not delivered first to the Nuclear Medicine Service for proper surveys and inventory purposes prior to distribution to the researcher.

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

3. 10 CFR 20.207 requires a licensee who possesses licensed material in an unrestricted area to ensure that the material is either secured from unauthorized removal from a place of storage or tended under constant surveillance and immediate control. An "unrestricted area" is defined, in 10 CFR 20.3(a)(17), as any area access to which is not controlled by the licensee for purposes of protection of individuals from exposure to radiation and radioactive materials.

Contrary to the above, the licensee, possessing licensed material in its Research Building, an unrestricted area, did not ensure that the material was always secured from unauthorized removal from the laboratory located in Room 241 (e.g., by locking doors when the laboratory was unattended).

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

4. 10 CFR 35.14(f)(2) requires a licensee who possesses sealed sources as calibration or reference sources pursuant to 10 CFR 35.14(d)(4), to conduct a quarterly physical inventory to account for all sources received and possessed.

Contrary to the above, the licensee did not conduct an inventory of the calibration and reference sources between September 19, 1984, and April 10, 1985, and had not conducted an inventory since April 10, 1985, to the dates of this inspection.

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

Pursuant to 10 CFR 2.201, you are required to submit to this office within 30 days of the date of this Notice, a written statement or explanation in reply, including: (1) admission or denial of the alleged violations; (2) the reasons for the violations if admitted; (3) the corrective steps which have been taken and the results achieved; (4) corrective steps which will be taken to avoid further violations; and (5) the date when full compliance will be achieved.

Security or safeguards information should be submitted as an enclosure to facilitate withholding it from public disclosure as required by 10 CFR 2.790(d) or 10 CFR 73.21.

Date: OCT 24 1985