

Failure to Respond to Notice of Violation Enforcement Policy

The Radiation Safety Committee and the Radiation Safety Office are committed to ensuring that radioactive materials are used appropriately and in conjunction with the established procedures of the University and the Maryland Department of the Environment (MDE). One method that is used to ensure user conformity with these procedures is through the performance of periodic radiation safety audits. If deficiencies are found during an audit, a Notice of Violation is forwarded to the authorized user, who then must reply within an allotted time period outlining the corrective action that will be taken. If an authorized user fails to respond within this time period, the authorization is suspended. The Committee has outlined the following consequences for noncompliance.

Consecutive and Multiple Suspensions

If an authorization is suspended three times within a two (2) year time period, or if an authorization is in a state of suspension for three consecutive months due to failure to respond to Notice of Violations, the Authorized User may be required to attend a hearing with the Executive Hearing Committee. The Authorized User will be contacted by the Radiation Safety Officer to inform them of this action, and to arrange a meeting with the Executive Hearing Committee. Failure to attend this scheduled meeting will result in the termination of the authorization to use Radioactive Materials.

After hearing arguments from the Authorized User and Radiation Safety Officer, the Committee will determine appropriate actions, which may include termination of the authorization. The Committee will take Authorized User behavior on this matter and past history into account when making this decision.

An Authorized User that disagrees with a finding of the Radiation Safety Office may appeal to the Radiation Safety Committee and request a hearing.