



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 E. LAMAR BLVD
ARLINGTON TX 76011-4511

April 13, 2016

Ms. M. Janetta Hedman
Radiation Safety Officer
South Dakota Department of Transportation
700 East Broadway Avenue
Pierre, SD 57501-2586

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-06371/2016-001 AND
NOTICE OF VIOLATION

Dear Ms. Hedman:

On March 2, 2016, the U.S. Nuclear Regulatory Commission (NRC) cited South Dakota Department of Transportation for a violation involving the performance of non-routine maintenance of portable gauges. Inspection Report 030-06371/2016-001 with enclosed Notice of Violation (ML16053A263), required you to respond in writing in 30 days. You responded by letter dated March 28, 2016, which referenced your amendment request dated February 5, 2016 (ML16097A443).

After reviewing the information you provided in your response to the Notice of Violation, we have concluded that your completed and proposed actions appear to adequately address the regulatory noncompliance described in the Notice of Violation. We will review your implementation of these corrective actions during a future inspection to determine whether full compliance has been restored and whether compliance will be maintained. Your amendment request dated February 5, 2016, is under review by the NRC staff and you will be notified in a separate correspondence regarding this matter.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA by JLT Thompson Acting For/

Ray L. Kellar, P.E., Chief
Nuclear Materials Safety Branch A
Division of Nuclear Materials Safety

Docket: 030-06371
License: 40-08669-04

cc: State of South Dakota, Radiation Control Program Director

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-06371/2016-001 AND
NOTICE OF VIOLATION

Dear Ms. Hedman:

On March 2, 2016, the U.S. Nuclear Regulatory Commission (NRC) cited South Dakota Department of Transportation for a violation involving the performance of non-routine maintenance of portable gauges. Inspection Report 030-06371/2016-001 with enclosed Notice of Violation (ML16053A263), required you to respond in writing in 30 days. You responded by letter dated March 28, 2016, which referenced your amendment request dated February 5, 2016 (ML16097A443).

After reviewing the information you provided in your response to the Notice of Violation, we have concluded that your completed and proposed actions appear to adequately address the regulatory noncompliance described in the Notice of Violation. We will review your implementation of these corrective actions during a future inspection to determine whether full compliance has been restored and whether compliance will be maintained. Your amendment request dated February 5, 2016, is under review by the NRC staff and you will be notified in a separate correspondence regarding this matter.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA by JLTompson Acting For/

Ray L. Kellar, P.E., Chief
Nuclear Materials Safety Branch A
Division of Nuclear Materials Safety

Docket: 030-06371
License: 40-08669-04

cc: State of South Dakota, Radiation Control Program Director

DISTRIBUTION:

M. Shaffer, D:DNMS
L. Howell, DD:DNMS

R4DNMS_MS-A
R4DNMS_MS-B

ADAMS ACCESSION NUMBER:

X SUNSI Review By: JEV		ADAMS X Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Publicly Available <input type="checkbox"/> Non-Publicly Available	<input checked="" type="checkbox"/> Non-Sensitive <input type="checkbox"/> Sensitive	Keyword: N/A
OFFICE	RIV:DNMS	RIV:DNMS	C:NMSB-A		
NAME	JEvonEhr	JFKatanic	RLKellar		
SIGNATURE	<i>/RA/</i>	<i>/RA/</i>	<i>/RA by JLTompson Acting For/</i>		
DATE	04/08/16	04/12/16	04/13/16		

OFFICIAL RECORD COPY