



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 EAST LAMAR BOULEVARD
ARLINGTON, TEXAS 76011-4511

October 17, 2019

Mr. Russell Alan Phillips
Radiation Safety Officer
Intertek Asset Integrity Management, Inc.
P.O. Box 1536
Morgan City, LA 70381-1536

SUBJECT: ERRATA FOR NRC INSPECTION REPORT 030-37816/2019-002 AND NOTICE
OF VIOLATION

Dear Mr. Phillips:

It was identified that the subject inspection report dated October 2, 2019, (NRC's Agencywide Documents Access and Management System (ADAMS) Accession ML19280A021) incorrectly identified the date of the final exit briefing. As discussed during a telephone conversation with Ms. Allyce Bolger on October 8, 2019, we are issuing a corrected copy of our inspection report, which is enclosed with this letter. Please note that none of the content of the inspection report has changed and you will have 30 days from the date of this letter to provide your reply.

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

Should you have any questions regarding this letter or the Enclosure, please contact Allyce B. Bolger at 817-200-1197 or the undersigned at 817-200-1455.

Sincerely,

A handwritten signature in black ink, appearing to read "Patricia A. Silva", written over a circular stamp or seal.

Patricia A. Silva, Chief
Materials Inspection Branch
Division of Nuclear Materials Safety

Docket: 030-37816
License: 17-29308-01

Enclosure:
Inspection Report 030-37816/2019-002
and Notice of Violation

cc:

Charlotte Sullivan, Manager
State of Texas Radiation Program

Jeff Dauzat, Administrator
State of Louisiana Radiation Program



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Radiation Safety Officer
Intertek Asset Integrity Management, Inc.
P.O. Box 1536
Morgan City, LA 70381-1536

SUBJECT: NRC INSPECTION REPORT 030-37816/2019-002 AND NOTICE OF VIOLATION

Dear Mr. Phillips:

This letter refers to the routine, announced inspection conducted on September 4, 2019, at your facility in Longview, Texas. The inspection was an examination of activities conducted under your license as they relate to public health and safety, to confirm compliance with the U.S. Nuclear Regulatory Commission's (NRC's) rules, regulations, and with the conditions of your license. Within these areas, the inspection consisted of a selected examination of procedures and representative records and interviews with personnel. The preliminary inspection findings were discussed with you at the conclusion of the onsite portion of the inspection on September 4, 2019. A final exit briefing was conducted with you telephonically on October 8, 2019.

Based on the results of this inspection, the NRC has determined that two Severity Level IV violations of NRC requirements had occurred. The violations were evaluated in accordance with the NRC Enforcement Policy. The current Enforcement Policy is included on the NRC's Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violations involved the failure to: (1) conduct the program in accordance with the Operating and Emergency procedures tied-down in License Condition 18 and (2) store records required by the Commission at the location named in License Condition 17. These violations are being cited in the enclosed Notice of Violation (Notice) because the NRC identified the violations during our inspection.

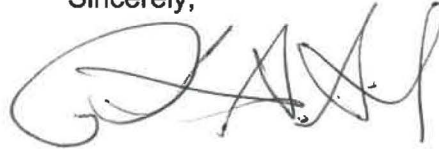
You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. The guidance in NRC Information Notice 96-28, "Suggested Guidance Relating to Development and Implementation of Corrective Action," may be helpful. You can find the Information Notice on the NRC website at: <http://pbadupws.nrc.gov/docs/ML0612/ML061240509.pdf>. The NRC's review of your response to the Notice will also determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter, its enclosure, and your response, 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>. To the extent possible, your response should not include any personal privacy or proprietary information so that it can be made available to the Public without redaction.

Should you have any questions regarding this letter or the enclosed Notice, please contact Allyce B. Bolger at 817-200-1197 or the undersigned at 817-200-1455.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. Silva', with a large, stylized initial 'P'.

Patricia A. Silva, Chief
Materials Inspection Branch
Division of Nuclear Materials Safety

Docket: 030-37816
License: 17-29308-01

Enclosure:
Notice of Violation (Notice)

cc:
Charlotte Sullivan, Manager
State of Texas Radiation Program

Jeff Dauzat, Administrator
State of Louisiana Radiation Program

NOTICE OF VIOLATION

Intertek Asset Integrity Management, Inc.
Longview, Texas

License No.: 17-29308-01
Docket No.: 030-37816

During an NRC inspection conducted on September 4, 2019, two violations of NRC requirements were identified. In accordance with the NRC Enforcement Policy, the violations are listed below:

- A. License Condition 18 of NRC License 17-29308-01, Amendment 6, dated May 20, 2019, requires, in part, that the licensee conduct its program in accordance with the application dated November 27, 2018. The application dated November 27, 2018, contains Procedure OEP-01, "Operating and Emergency Procedure," Revision 4. Procedure OEP-01 Section 4 "Check Out/Inspect Equipment before Leaving a Facility," Subsection C, "Survey Meter(s)," states, in part:

- To check the calibration date on the sticker on the meter. Do not use any meter if the date is more than 6 months old. If it is approaching 6 months since it was calibrated, notify the radiation safety officer, or branch managers and obtain another survey meter; and
- If your job assignment requires that you be more than 30 miles from the nearest Intertek office or that you be at a temporary jobsite overnight, check out and verify operation of two survey meters

Contrary to the above, on August 12–14, 2019, the licensee failed to implement Section 4.C of Procedure OEP-01, for a radiography crew on an overnight temporary jobsite assignment in Slater, Missouri. Specifically, the crew checked out two survey meters with calibration dates that were 6 months old as of June 20 and May 30, 2019, respectively, as documented on the daily job sheets. Calibration records identified that one of the survey meters checked out was in calibration with a calibration date of August 8, 2019.

This is a Severity Level IV violation (Section 6.3.d.3)

- B. 10 CFR 34.89(a) requires that each licensee shall maintain copies of records required by 10 CFR Part 34 and other applicable parts of Title 10 – Chapter I at the location specified in 10 CFR 34.13(k).

10 CFR 34.13(k) states that the applicant identifies the locations where all records required by 10 CFR Part 34 and other parts of Title 10 – Chapter I will be maintained.

License Condition 17 of NRC License 17-29308-01, Amendment 6, dated May 20, 2019, requires that the licensee will store records required by the Commission at the licensee's facility located in Longview, Texas. These records will be made available for review during NRC inspections.

Contrary to the above, on September 4, 2019, the licensee failed to maintain and make available for review records required by the Commission during an NRC inspection at their facility in Longview, Texas. Specifically, during the inspection of the licensee's facility in Longview, Texas, numerous records required to be maintained by regulation, for licensed activities performed in areas of NRC jurisdiction were not available for review.

This is a Severity Level IV violation (Section 6.3.d)

Pursuant to the provisions of 10 CFR 2.201, Intertek Asset Integrity Management, Inc., is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001, with a copy to the Regional Administrator, Region IV, 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: (1) the reason for the violation, or, if contested, the basis for disputing the violation or severity level; (2) the corrective steps that have been taken and the results achieved; (3) the corrective steps that will be taken; 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 requiring information 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.

If you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

Your response will be made available electronically for public inspection in the NRC Public Document Room or in 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>. To the extent possible, your response should not include any personal privacy or proprietary information so that it can be made available to the public without redaction.

If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.390(b) to support a request for withholding confidential commercial or financial information).

In accordance with 10 CFR 19.11, you may be required to post this Notice within 2 working days of receipt.

Dated this 17th day of October 2019