

DCD
IE-07

October 9, 1996

Larry K. Heining, P.E.
Engineer of Materials Testing
Michigan Department of Transportation
P.O. Box 30049
Lansing, MI 48909

SUBJECT: NRC INSPECTION AND NOTICE OF VIOLATION

Dear Mr. Heining:

This refers to the inspection conducted on September 16, 1996, at the Lansing, MI facility. The purpose of the inspection was to determine whether activities authorized by the license were conducted safely and in accordance with NRC requirements. At the conclusion of the inspection, the findings were discussed with members of your staff.

The inspection was an examination of activities conducted under your license as they relate to radiation safety and to compliance with the Commission's rules and regulations and with the conditions of your license. Within these areas, the inspection consisted of selective examinations of procedures and representative records, interviews with personnel, independent measurements and observation of activities in progress.

Based on the results of this inspection, the NRC has determined that violations of NRC requirements occurred. These violations are cited in the enclosed Notice of Violation (Notice). A written response is required.

In addition, in response to the discovery of an incident involving the inadvertent bumping of a gauge by a vehicle, an area of concern regarding your surveillance and control of licensed material not in storage was discussed at the time of inspection. Although this incident did not result in exposure to or release of radioactive material, it is imperative that you ensure constant control of material authorized by your license. We request that your response include a description of what actions you plan to take to prevent such incidents in the future.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, the enclosure, and your response to this letter will be placed in the NRC Public Document

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L. Heining

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Room (PDR). To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction.

Sincerely,

Original Signed by R. J. Caniano for

Cynthia Pederson, Director
Division of Nuclear Materials Safety

License No.: 21-03039-01
Docket No.: 030-04813

Enclosure: Notice of Violation

bcc w/encl: PUBLIC
B. Burgess, EICS

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