

NRC FORM 591M PART 1
10 CFR 2.201

U.S. NUCLEAR REGULATORY COMMISSION

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Department of the Interior 302 East 1860 South Bureau of Reclamation Provo, Utah REPORT NO.: 2021-001		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region IV, 1600 East Lamar Blvd Arlington, Texas 76011-4511	
3. DOCKET NUMBER 030-31056	4. LICENSE NUMBER 43-23744-01	5. DATE OF INSPECTION October 27, 2021	

LICENSEE:

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- ☐ 1. Based on the inspection findings, no violations were identified.
- ☐ 2. Previous violations closed.
- ☐ 3. The violations, specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy to exercise discretion, were satisfied.

☒ Non-Cited Violation was/were discussed involving the following requirement(s) and Corrective Action(s):

License Condition 13 A requires, in part, that sealed sources be tested for leakage and/or contamination at intervals not to exceed the intervals specified in the certificate of registration.

Contrary to the above, from 2017 to 2020, the licensee failed to test sealed sources for leakage and contamination at the intervals specified in the certificate of registration.

Specifically, 5 different portable gauges were not tested for leakage and contamination at least every 12 months because the leak test due dates were missed. After identifying this violation, the licensee performed leak tests on all its portable gauges in January 2021.

Enforcement Policy example 6.7.d.4

- ☒ 4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.

10 CFR 71.5 requires, in part, that each licensee who transports licensed material on public highways shall comply with applicable requirements of DOT regulations in 49 CFR 172.600, which requires, in part, that no person may offer for transportation a hazardous material unless emergency response information conforming to 49 CFR 172 subparts C and G is immediately available for use at all time the hazardous material is present.

Contrary to the above, on September 26, 2021, the licensee transported class 7 hazardous materials on public highways without the emergency response information being present.

Specifically, a portable gauge was transported to a temporary job site without a bill of lading that contained the emergency response information necessary to comply with the requirements of subpart C and G. Following the inspection, the licensee corrected this violation by transporting the hazardous materials from the temporary job site with the bill of lading and emergency contact information.

Enforcement Policy example 6.8.d.5

Licensee's Statement of Corrective Actions for Item 4, above.

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE		MARK PEASLEE	Digitally signed by MARK PEASLEE Date: 2021.11.01 16:48:56 -06'00'
NRC INSPECTOR	Jason Dykert	Jason C. Dykert	Digitally signed by Jason C. Dykert Date: 2021.11.01 15:33:34 -07'00'
BRANCH CHIEF	Lizette Roldan-Otero, PhD	Lizette Roldan-Otero	Digitally signed by Lizette Roldan-Otero Date: 2021.12.30 11:27:15 -06'00'

Dykert, Jason

From: Dykert, Jason
Sent: Monday, November 1, 2021 3:35 PM
To: Peaslee, Mark W
Subject: NRC inspection report
Attachments: Bureau of Reclamation, 591M, 2021-001.pdf

Good afternoon Mark,

As we discussed today during the inspection exit one cited violation and one non-cited violation were identified, I have attached the inspection report that details the issues and corrective actions. If all looks correct, please sign and date the report and email it back to me. The NRC will review the corrective actions during the next routine inspection window 4-6 years from now.

Thank you,

Jason Dykert
Health Physicist
Division of Nuclear Materials Safety
US NRC Region IV
Phone: 817-200-1427