



Fields of Opportunities

STATE OF IOWA

THOMAS J. VILSACK
GOVERNOR

DEPARTMENT OF PUBLIC HEALTH
STEPHEN C. GLEASON, D.O., DIRECTOR

SALLY J. PEDERSON
LT. GOVERNOR

August 29, 2001

James Lynch, Agreement State Officer
Nuclear Regulatory Commission
Region III
801 Warrenville Road
Lisle, IL 60532-4351

Dear Mr. Lynch:

SUBJECT: INSPECTION OF LONGVIEW INSPECTION, INC. UNDER RECIPROCAL REGOGNITION OF LICENSE NO.: 26-b126-01

This letter is to inform you of the results of the routine inspection of Longview Inspection, Inc. on August 21, 1991. The Industrial Radiographer was conducting licensed operations at approximately 1/2 mile north of current Highway 34 and 1 mile east of Middletown, Iowa under reciprocal recognition of Kansas license number 21-B126-01. Because the radiography crew came from Wisconsin, a copy of the Notice of Violation is being provided to you.

We are currently waiting for an appropriate response to the Notice of Violation.

If you have any questions or concerns please contact George F. Johns, Jr. at (515) 725-0307.

Sincerely,

Donald A. Flater, Chief
Bureau of Radiological Health
(515) 281-3478

Enclosure: Notice of Violation

401 SW 7th STREET, SUITE D / DES MOINES, IOWA 50309-4611
DEAF RELAY (HEARING OR SPEECH IMPAIRED) 1-800-735-2942 / INTERNET: [HTTP://IDPH.STATE.IA.US/](http://idph.state.ia.us/)

DIRECTOR'S OFFICE 515-281-5605 FAX/515-281-4958	EXECUTIVE STAFF 515-281-5604 FAX/515-281-4958	DIV. OF ADMINISTRATION & REGULATORY AFFAIRS 515-281-5784 FAX/515-281-4958	DIV. OF ENVIRONMENTAL HEALTH 515-281-5784 FAX/515-281-4958
DIV. OF FAMILY & COMMUNITY HEALTH 515-281-3931 FAX/515-242-6384	DIV. OF HEALTH PROMOTION, PREVENTION & ADDICTIVE BEHAVIORS 515-281-3641 FAX/515-281-4535	DIV. OF TOBACCO USE PREVENTION & CONTROL 515-281-6225 FAX/515-281-4535	

SEP 12 2001



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DEPARTMENT OF PUBLIC HEALTH
STEPHEN C. GLEASON, D.O., DIRECTOR

August 29, 2001

Terry Wallander, RSO
Longview Inspection, Inc.
4250 North 126th Street
Brookfield, WI 53005

License No.: 9043-1-00-IR1

Dear Mr. Wallander:

This refers to the unannounced, routine safety inspection conducted by George F. Johns, Jr. of this office on August 21, 2001, of activities authorized by the State of Iowa under reciprocal recognition of Kansas Radioactive Materials License No. 21-B126-01, and to the discussion of our findings with Kenneth J. Novak and Michael J. Zocchi at the conclusion of the inspection.

The inspection was an examination of activities conducted under your license as they relate to radiation safety, to compliance with the Iowa Department of Public Health (Agency) Rules, and with the conditions of your license. The inspection consisted of a selective examination of procedures and representative records, observations, independent measurements, and interviews with licensee personnel.

During this inspection, certain of your activities were found to be in violation of Agency requirements, as specified in the enclosed Notice. A written response is required.

Chapter 136C.10, The Iowa Code, authorizes the Agency to establish and collect fees for the issuance and amendment of licenses for radioactive materials and the periodic inspection of radioactive materials. This rule is implemented through the establishment of a fee schedule, in accordance with 641-38.8(136C).

Your attention is directed to 641-38.8(2)"b" which requires that after completion of an inspection, a fee shall be assessed to a facility based on the fee schedule found in 10 CFR 170.31 entitled "Schedule of Fees for Health and Safety, and Safeguards Inspections for Materials Licenses," issued by the US Nuclear Regulatory Commission (NRC). This NRC fee schedule has been incorporated in the enclosed "Radioactive Materials Fee Schedule."

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Mr. Terry Wallander
Longview Inspection, Inc.
August 29, 2001

Based on your license category and the enclosed schedule, you have been assessed a fee of \$3,466.00 for the inspection conducted on August 21, 2001. The fee shall be paid within 30 days after receipt of this notification following the inspection and shall be made payable to the Iowa Department of Public Health.

If you have any questions concerning this matter please do not hesitate to contact George F. Johns, Jr. at (515) 725-0307.

Sincerely,



Donald A. Flater, Chief
Bureau of Radiological Health

Enclosures: 1. Radioactive Materials Fee Schedule
2. Notice of Violation

NOTICE OF VIOLATION

Longview Inspection, Inc.
4250 North 126th Street
Brookfield, WI 53005

License No.: 9043-1-00-IR1

During an inspection conducted by George F. Johns, Jr. on August 21, 2001, violations of Agency requirements were identified. In accordance with the Iowa Administrative Code Chapter 641-38.5(136C), the violations are listed below:

1. 49 CFR 177.817 paragraph (e) (1) requires the driver and the carrier to clearly distinguish the shipping paper, if it is carried with other shipping papers or other papers of any kind, by either distinctively tabbing it or by having it appear first.

Contrary to the above, on August 21, 2001, the licensee did not clearly distinguish the shipping paper by either distinctively tabbing it or by having it appear first. Specifically, the shipping paper was in a binder with other papers and not tabbed or appearing first.

This is a Severity Level IV violation.

2. 641-45.1(12)"b"(3) requires that pocket dosimeters be recharged at the start of each work shift.

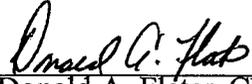
Contrary to the above, a radiographer's pocket dosimeter was not recharged on August 21, 2001, the radiographer routinely performed radiographic operations during this period.

This is a Severity level IV violation.

Pursuant to the provisions of 641-38.9(136C), Iowa Radiation Machine and Radioactive Materials Rules, Longview Inspection, Inc. is required to submit a written explanation or statement in reply to the Iowa Department of Public Health, Bureau of Radiological Health, Lucas State Office Building, Des Moines, Iowa, 50319-0075, within 30 days of the date of this Notice of Violation (Notice). This reply should include for each violation: (1) the corrective steps which have been taken and the results achieved, (2) the corrective steps which will be taken, and (3) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice an order or demand for information may be issued 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.

Consideration may be given to extending the response time for good cause shown.

Date 8/30/01



Donald A. Flater, Chief
Bureau of Radiological Health



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