

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1 LICENSEE/LOCATION INSPECTED.
U.S. Department of Agriculture
Office of Procurement and Property Management
5601 Sunnyside Avenue, Beltsville, MD 20705

2. NRC/REGIONAL OFFICE
**U.S. Nuclear Regulatory Commission
Region 1, 475 Allendale Road
King of Prussia, Pennsylvania 19406-1415**

REPORT Nos **2009001**

3 DOCKET NUMBER(S)
03004530

4 LICENSE NUMBER(S)
19-00915-03

5. DATE(S) OF INSPECTION
March 18 & 19, 2009

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:

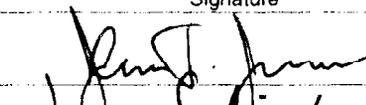
- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed
- 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, NUREG-1600, to exercise discretion, were satisfied.
- Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):

- 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

License Condition 2.1 requires that sealed sources be leak tested on an interval not to exceed six months or as otherwise specified in the device certificate of registration issued by the NRC or an Agreement State. Contrary to this requirement, the inspector identified that the required six month leak tests scheduled for six of the ECDs during July 2008 were never completed. This resulted in device leak test intervals of about 12 months. The licensee agrees that within 30 days, an administrative mechanism will be established to assure that, in the future, management oversight will be provided to assure that leak tests are conducted as required. Additionally, he reported that this deficiency would be tracked by the RSC to assure that the improvement in oversight is fully effective.

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 | John Jensen |  | 4/6/09 |
| NRC INSPECTOR | James Schmidt |  | 4/1/2009 |