



January 26, 2010

ATTN: Document Control Desk
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

RE: Reply to a Notice of Violation, Inspection Report 030-08794/09-01
License Number 25-15247-01

On the October 24, 2009 the NRC conducted an inspection at our facility. On December 21, 2009 we received a Notice of Violation letter. There were six violations that were identified and have been corrected. The violations and corrective actions are listed below:

A. The City of Great Falls has a Seaman nuclear gauge containing radium-226 that was not listed on our license.

- I was not aware that this gauge was required to be listed on our license. This particular gauge has been stored in the corner of our lock up for the past twenty plus years. I check each time I do a leak test on our Troxler gauges, to insure it is still there. That has been the extent of concern for the Seaman gauge, up until now. I do receive the Summary's that are mailed out by the NRC but failed to read about the change regarding the requirement for licensing the radium gauge. My primary use for the summary's, until now, has been for training purposes. I have highlighted the violations listed under gauges for our inspectors to review.
- I wrote to the Region IV office, on November 24, 2009, requesting our license be amended to show that we have possession of a radium gauge and that is solely for storage and limiting our Troxler gauges to three. That letter was sent. I did receive the amended license on December 23, 2009 showing these changes.

B. Failure to conduct annual audits.

- I do periodically throughout the year go through the items required under the audit program but have not been documenting it.
- I have started a file documenting the results of the yearly audit. I conducted a audit on January 12, 2010 and the results are on file.

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C. Failure to have a sign out sheet for the gauges at the storage location.

- There has always been a sign out sheet located on the door of the storage area. During the course of the inspection it was determined that the process used for signing out and signing in the gauges was unclear.
- A new sign out sheet has been implemented showing the person, and date the gauge is checked out, and the location of its use. The sheet also shows the person and date that the gage is checked back in. It is stressed to each gauge user the importance of accurately filling out the information and will be randomly checked to insure the procedure is being followed.

D. The shipping papers required by the Department of Transportation (DOT) regulations were not current.

1. Specifically the UN number was outdated and the transportation index number listed on the case did not match the Bill of Lading.
- A new Bill of Lading and "Nuclear gauge emergency response information required for transportation" sheets were made and distributed to all the gauge users. This was done on October 30, 2009. All gauge users were also instructed to have shipping papers available at all times while transporting the nuclear gauge.
2. The TYPE A decal on two of our transport cases was worn.
- New decals were ordered and placed on the transport cases in question. This was completed on November 11, 2009.

If there is any other action needed to resolve these issues please let me know.

Sincerely,



Richard Johnson
R.S.O./Civil Engineer

Sincerely,



David W. Dobbs, P.E.
City Engineer

cc. Regional Administrator
U.S. NRC, Region IV
Texas Health Resources Tower
612 E Lamar BLVD. Suite 400
Arlington, Texas 76011-4125

Mr. Jason Razo
U.S. Nuclear Regulatory Commission, Region IV
Division of Nuclear Materials Safety – NMIB
611 Ryan Plaza Dr., Suite 400
Arlington, Texas 76011-4005