

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

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| <p>1. LICENSEE/LOCATION INSPECTED: South Dakota Department of Transportation 700 East Broadway Pierre, SD 57501</p> <p>REPORT NO: 2010-001</p> | <p>2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region IV, 612 East Lamar Blvd, Suite 400 Arlington, Texas 76011-4125</p> | |
| <p>3. DOCKET NUMBER 030-06371</p> | <p>4. LICENSE NUMBER 40-08669-04</p> | <p>5. DATE OF INSPECTION MAY 17-26, 2010</p> |

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 to exercise discretion, were satisfied.

Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):
Failure to perform annual audits of the radiation safety program as required by 10 CFR 20.1101 (c) from 2005 to 2008. New RSO performed audit for 2009 in February 2010.

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.

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 | | | |
| NRC INSPECTOR | Lawrence Donovan | <i>Lawrence Donovan</i> | May 26, 2010 |

TRANSMISSION VERIFICATION REPORT

TIME : 05/26/2010 17:14
NAME : USNRC RIV
FAX : 8178608263
TEL :
SER. # : BROL2J847623

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)

RESULT
MODE

05/26 17:13
716057732893
00:00:26
02
COVERPAGE
OK
STANDARD
ECM



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
612 EAST LAMAR BLVD, SUITE 400
ARLINGTON, TEXAS 76011-4125

DIVISION OF NUCLEAR MATERIALS SAFETY

DATE / TIME:

5/26/10

PRIORITY:
IMMEDIATELY
1-HOUR
2-4 HOUR



MESSAGE TO:

BOB HOFER SD DOT

MESSAGE FROM:

Larry DONOVAN, NRC

NUMBER OF PAGES

1 PLUS TRANSMITTAL SHEET

TELECOPY NUMBER:

605-773-2893

VERIFICATION NUMBER: _____

CONTACT: _____

SPECIAL INSTRUCTIONS / ATTACHMENTS:

Inspection Report, NO NEED TO SIGN.