

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Schellinger Construction, Co., Inc P.O. Box 39 250 Truck Route Columbia Falls, Montana 59912 REPORT NO: 2011-001	2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region IV, 612 East Lamar Blvd, Suite 400 Arlington, Texas 76011-4125
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3. DOCKET NUMBER 030-37888	4. LICENSE NUMBER 25-29318-01	5. DATE OF INSPECTION April 19, 2011 & May 9, 2011
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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):

- 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 16, states in part, that the licensee shall conduct a physical inventory every 6 months to account for all sealed sources and/or devices received and possessed under the license. Records of inventories shall include the radionuclides, quantities, manufacturer's name and model numbers, and the date of the inventory.

Contrary to the above, between October 22, 2009 and April 19, 2011, the licensee did not conduct a physical inventory every 6 months to account for all sealed sources and/or devices received and possessed under the license. The records of inventories did not include the radionuclides, quantities, manufacturer name and date of the inventory.

Corrective Actions: On April 19, 2011, the licensee modified the inventory sheet to include the radionuclide, quantity, manufacturer name and date of inventory. The licensee set a 6 month reminder on his outlook calendar and personal calendar.

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	Rob Koelzer/ Radiation Safety Officer	<i>Rob Koelzer</i>	5-9-11
NRC INSPECTOR	Lizette Roldán-Otero, Ph.D.	<i>Lizette Roldán-Otero</i>	05/09/11

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6. INSPECTION PROCEDURES USED 87124	7. INSPECTION FOCUS AREAS All	8. INSPECTOR L. Roldán-Otero, Ph.D.	

CONTINUED FROM PART 1

License condition 14A, states sealed sources shall be tested for leakage and/or contamination at intervals not to exceed the intervals specified in the certificate of registration issued by the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or by an Agreement State.

Contrary to the above, on December 7, 2010 and August 15, 2010 the licensee did not test the sealed sources for leakage and/or contamination at intervals not to exceed the intervals specified in the certificate of registration issued by the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or by an Agreement State.

Corrective action: The licensee performed the leak test on both Seaman gauges while the inspector was present. He sent the wipes fed ex to a licensed entity for analysis. The results were sent to the inspector and no leakage was reported. The licensee set up a recurring reminder in his outlook calendar for a six month period and added the next leak test in his personal planner to avoid recurrence.

10 CFR 20.1101(c), states in part, the licensee shall periodically (at least annually) review the radiation protection program content and implementation.

Contrary to the above, between October 22, 2009 and April 19, 2011, the licensee did not periodically (at least annually) review the radiation protection program content and implementation.

Corrective action: The licensee performed an annual audit on April 19, 2011 and set up a recurring reminder in his outlook calendar for a twelve month period and added the annual audit date in his personal planner to avoid recurrence.