

INSPECTION RECORD

Region: III

Inspection Report No. 2016002

License No. 37-28465-01

Docket No. 030-31452

Licensee: Civil & Environmental Consultants, Inc.

Locations Inspected: 1 North Pennsylvania Street, Indianapolis, Indiana (former location, listed on license)

530 East Ohio Street, Indianapolis, Indiana (present location)

Licensee Contact: Jonathan M. Niemiec, P.E., RSO

Telephone No. 412-429-2324

Program Code: 03121

Priority: 5

Type of Inspection: () Initial (X) Routine () Announced
() Special (X) Unannounced

Last Inspection Date: 01/20/2011

Date of This Inspection: 8/23/2016 with in office review through 9/16/2016

Next Inspection Date: 08/23/2021

(X) Normal () Reduced

Justification for reducing the routine inspection interval: N/A

Summary of Findings and Actions:

- () No violations cited, clear U.S. Nuclear Regulatory Commission (NRC) Form 591 or regional letter issued
- () Non-cited violations (NCVs)
- () Violation(s), Form 591 issued
- (X) Violation(s), regional letter issued
- () Follow-up on previous violations

Inspector: Deborah A. Piskura, Senior Health Physicist

/RA/
Signature

Date 9/30/2016

Approved: Aaron T. McCraw, Chief, MIB

/RA/
Signature

Date 9/30/2016

PART I – LICENSE, INSPECTION, INCIDENT/EVENT AND ENFORCEMENT HISTORY

1. AMENDMENTS AND PROGRAM CHANGES SINCE LAST INSPECTION:

<u>AMENDMENT #</u>	<u>DATE</u>	<u>SUBJECT</u>
24	07/11/2016	new field office in WV
23	12/08/2015	license renewal
22	05/15/2012	RSO change

2. INSPECTION AND ENFORCEMENT HISTORY:

Region I conducted an assist inspection at the licensee's Bridgeport, West Virginia field office on August 18, 2016; no violations were identified. A clear Form-591 was issued from the Region III office. The last routine inspections were conducted on 01/20/2011 and 9/1/2004; no violations of NRC requirements were identified during either inspection.

3. INCIDENT/EVENT HISTORY:

The licensee had not reported any events since the last routine inspection. The inspector confirmed this through a review of the events listed in the NMED database and ADAMS.

PART II – INSPECTION DOCUMENTATION

1. ORGANIZATION AND SCOPE OF PROGRAM:

The licensee was a large employee-owned engineering and consulting firm. The company operated 20+ field offices throughout the US. The licensee was authorized to use portable moisture/density gauges for DOT road projects and other construction projects during the construction season. The licensee possessed no licensed material at the Indianapolis field office at the time of this inspection. In 2011, the Indianapolis field office transferred its gauges to the corporate office in Pennsylvania. Although the licensee changed location of its Indianapolis field office without notifying the NRC, no licensed material had ever been possessed or stored at the new location.

During this inspection, the inspector toured the Indianapolis field office and interviewed selected licensee personnel. The licensee's program at the Indianapolis field office was "inactive" at the time of this inspection. No records were available to review.

This inspection included in-office review through September 16, 2016 to review and discuss the licensee's intent to use gauges at its Indianapolis field office. The inspector informed the licensee (who was unaware of the requirement) of the Decommissioning Timeliness Notification requirements since more than 24 months had passed from the last use of licensed material. The inspector also discussed the licensee's intent to use byproduct material at the Indianapolis office. The licensee stated that it wished to maintain the Indianapolis office as an authorized location of use of its NRC license. The inspector informed the licensee that it could file an amendment request to add the new location to the license as a location of use.

2. SCOPE OF INSPECTION:

Inspection Procedure(s) Used: 87124

Focus Areas Evaluated: 03.01 and 03.07

3. INDEPENDENT AND CONFIRMATORY MEASUREMENTS:

None. The Indianapolis field office possessed no licensed material.

4. VIOLATIONS, NCVs, AND OTHER SAFETY ISSUES:

Title 10 CFR 30.36(d) requires, in part, that licensees provide notification to the NRC in writing within 60 days of any of the following occurrences:

- (1) The license has expired,
- (2) The licensee has decided to permanently cease principal activities at the entire site or in any separate building or outdoor area that contains residual radioactivity such that the building or outdoor area is unsuitable for release in accordance with NRC requirements,
- (3) No principal activities under the license have been conducted for a period of 24 months, or
- (4) No principal activities have been conducted for a period of 24 months in any separate building or outdoor area that contains residual radioactivity such that the building or outdoor area is unsuitable for release in accordance with NRC requirements.

Contrary to the above, as of August 23, 2016, the licensee failed to notify the NRC in writing within 60 days of the occurrence of no principal activities having been conducted for a period of 24 months at a separate building. Specifically, the licensee has not conducted principal activities at the Indianapolis, Indiana field office since 2011, a period greater than 24 months.

This is a Severity Level IV violation (Section 6.3).

The root cause of the violation was attributed to the RSO's lack of awareness of the requirement. The RSO committed to file an amendment to the NRC license to remove the former Indianapolis field office from the license and to authorize the new Indianapolis field office, if the licensee wishes to continue licensed operations at the new location.

5. PERSONNEL CONTACTED:

Pamela J. Spicer, Office Manager, Indianapolis Field Office
Johnathan M. Niemiec, P.E., Radiation Safety Officer

Attended exit meeting on (date of exit meeting).