



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-8064

FEB 4 1994

License: 25-21134-01
Docket: 030-19824

Montana X-Ray, Incorporated
ATTN: Steve Stringham
Owner & Radiation Safety Officer
P.O. Box 50183
Billings, Montana 59105

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-19824/93-01

This refers to your letter dated December 12, 1993, in response to our letter and Notice of Violation (Notice) both dated October 15, 1993. We have reviewed your reply and find that additional information is needed in order for us to continue our review of the corrective actions taken by Montana X-Ray in response to our inspection findings.

The specific information needed for each of the violations is described below. Your response to this letter should be returned to the NRC Region IV Office within 15 days of the date of this letter.

Violation A

Your reply appears to indicate that some form of record was established and that the record was intended to meet the provisions of 49 CFR 177.817 and 49 CFR 172.200-203. However, your reply does not confirm that such records, or shipping papers, are transported in company vehicles along with exposure devices as required by Department of Transportation (DOT) regulations. In addition, your reply does not specify the reason that you failed to comply fully with DOT requirements to carry shipping papers when transporting hazardous materials. Identification of the root cause of a violation is necessary in order to develop effective corrective actions that will prevent future similar violations.

Therefore, in your reply to this letter you should (1) describe the root cause of the violation and (2) confirm that your log, or shipping paper, will accompany exposure devices in the vehicle when such devices are transported on public highways.

Violation B

Your reply does not indicate the reason for the violation or its root cause. Therefore, in your reply to this letter you should describe the root cause of the violation. In addition, based upon your further review of this issue, should you find it necessary to supplement your corrective actions (for instance, with further training of your staff on transportation regulations)

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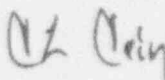
Montana X-Ray, Inc.

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you should include a description of the additional actions taken to prevent further recurrence of this and similar transportation violations.

Should you have any questions regarding this letter, please contact Ms. Linda Kasner as (817) 860-8213.

Sincerely,


Dwight D. Chamberlain, Acting Director
Division of Radiation Safety
and Safeguards

cc:
Montana Radiation Control Program Director

Montana X-Ray, Inc.

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bcc w/copy of licensee letter:

DMB - Original (IE-07)

LJCallan

DDChamberlain

LWCamper

RAScarano, RV

WLFisher

CLCain

LLKasner

NMIS

MIS System

RIV Files (2)

RIV:NMIS	C:NMIS	ADD:DRSS	AD:DRSS	
LLKasner	CLCain	LWCamper	DDChamberlain	
02/2/94	02/3/94	02/3/94	02/3/94	

Montana X-Ray, Inc.

-3-

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RIV Files (2)

RIV:NMIS	C:NMIS <i>LLK</i>	ADD:DRSS <i>LLK</i>	AD:DRSS <i>LLK</i>	
LLKasner <i>LLK</i>	CLCain	LWCamper	DDChamberlain	
02/2/94	02/3/94	02/3/94	02/3/94	

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MONTANA
X-RAY
INCORPORATED

P.O. Box 50183 ☐ Billings, Montana 59105 ☐ (406) 256-0248

U.S. N.R.C.

Dec. 12, 1993

Attention: Document Control Desk

Washington D.C. 20555

"Reply to a Notice of Violation"

Violation (1)

The reason for failure to carry proper shipping papers was not complying fully with 10CFR71.5(A).

The corrective steps taken were the placement of a dated log containing shipping papers prepared in accordance with 49CFR172.200-203.

This log will be renewed once a week and these logs will be placed in a permanent file with the records of the company.

This act of compliance was instituted Sept. 27, 1993.

Violation (2)

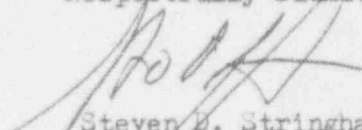
The the reason for failure to label the radioactive exposure device was not complying fully with 10CFR34.20(b)(1)(v).

The corrective steps taken was to fasten metal bands containing the companies name, address, and telephone number to each of the exposure devices.

A form has been set up in our files showing weekly inspections of said I.D. bands noting wear conditions for prompting replacement.

This act of compliance was instituted Oct. 10, 1993.

Respectfully submitted,



Steven D. Stringham

President/ R.S.O.