

ENCLOSURE 1

NOTICE OF VIOLATION

Crow Butte Resources, Inc.
Crawford, Nebraska

Docket No. 40-8943
License No. SUA-1534

During an NRC inspection conducted on February 8-11, 1999, one violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, Rev. 1, the violation is listed below:

License Condition 9.6 states, in part, all written procedures for both operational and non-operational activities shall be reviewed and approved in writing by the site Corporate Radiation Safety Officer (CRSO) before implementation and whenever a change in procedure is proposed to ensure that proper radiation protection principles are being applied.

Contrary to the above, the licensee did not have the CRSO review and approve in writing Safety Procedures S-01 (Hazard Communication Program) and S-05 (Emergency Preparedness).

This is a Severity Level IV violation, with no response required (Supplement VI).

Pursuant to the provisions of 10 CFR 2.201 and NUREG 1600, NRC Enforcement Policy, Revision 1, since corrective actions were committed during the inspection, Crow Butte Resources is not required to submit a written statement nor explanation to the U.S. Nuclear Regulatory Commission. However, any correspondence should be directed to U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region IV, 611 Ryan Plaza Drive, Suite 400, Arlington, Texas 76011.

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C., 20555-0001.

Because your response, if any, will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without reduction. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.790(b) to support a request for withholding confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

Dated at Arlington, Texas
this 2nd day of February, 1999

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