

NOTICE OF VIOLATION

Indiana Department of Transportation
Greenfield District
Greenfield, Indiana

License No. 13-26341-01
Docket No. 030-32463

During an NRC special inspection conducted on September 4, 1997, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (60 FR 34381, dated June 30, 1995), the violation is listed below:

Condition 20 of License No. 13-26341-01 requires that licensed material be possessed and used in accordance with statements, representations and procedures contained in a letter received February 13, 1992.

Item 1.4 of the letter received February 13, 1992 states, in part, that if the gauge is involved in a physical accident, an emergency procedure shall be implemented by the gauge operator.

Contrary to the above, on August 27, 1997, a nuclear gauge was physically damaged by an automobile and the gauge operator did not implement the licensee's emergency procedure.

This is a Severity Level IV violation. (Supplement VI).

Pursuant to the provisions of 10 CFR 2.201, Indiana Department of Transportation, Greenfield District is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region III, 801 Warrenville Road, Lisle, Illinois 60532-4351 within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Because your response 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 redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Dated at Lisle, Illinois
this 15th day of September 1997

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