

NRC FORM 591M
10 CFR 2.201

U.S. NUCLEAR REGULATORY COMMISSION

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Halawa Asphalt, LLC 99-1300 Halawa Valley Street Aiea, Hawaii REPORT NO.: 2022-001		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region IV, 1600 East Lamar Blvd. Arlington, Texas 76011-4511	
3. DOCKET NUMBER 030-38992	4. LICENSE NUMBER 53-35375-01	5. DATE(S) OF INSPECTION July 27, 2022	

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):
4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited in accordance with the NRC Enforcement Policy. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.

10 CFR 30.34(c) requires, in part, that each person licensed by the Commission pursuant to the regulations in this part and parts 31 through 36 and 39 shall confine his possession and use of the byproduct material to the locations and purposes authorized in the license.

Condition 10 of NRC Materials License No. 53-35373-01, Amendment 0, dated August 24, 2016, states that licensed material may be used or stored at the licensee's facility in Aiea, Hawaii.

Contrary to the above, between May 27, 2017 and July 28, 2022, the licensee failed to confine possession of byproduct material to the locations authorized in its license. Specifically, the licensee used and stored licensed material at their facility in Lihue, Hawaii, a location not authorized on their license. (Policy Section 6.3.d.9)

The licensee corrected the violation by submitting an amendment request to add the facility located in Lihue, Hawaii, on July 28, 2022.

Statement of Corrective Actions

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	William Paik, RSO		8-11-22
NRC INSPECTOR	Allyce Bolger	Digitally signed by Allyce B. Bolger Date: 2022.08.11 15:17:28 -05'00'	
BRANCH CHIEF	Lizette Roldan-Otero	Lizette Roldan-Otero Digitally signed by Lizette Roldan-Otero Date: 2022.08.25 08:29:53 -05'00'	