

UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
OFFICE OF NUCLEAR MATERIAL SAFETY AND SAFEGUARDS  
WASHINGTON, D.C. 20555

May 29, 1990

NRC INFORMATION NOTICE NO. 90-38: REQUIREMENTS FOR PROCESSING FINANCIAL  
ASSURANCE SUBMITTALS FOR DECOMMISSIONING

Addressees:

All fuel facility and materials licensees.

Purpose:

This information notice is being provided to inform materials licensees of the licensing and fee requirements for financial assurance submittals for decommissioning. This notice also serves to remind licensees that, based on the quantity of material authorized by your license, financial assurance may be required and the necessary documentation must be submitted to the U.S. Nuclear Regulatory Commission (NRC) by July 27, 1990. It is expected that licensees will review this information for applicability to their licensed activities and consider appropriate actions to assure compliance with requirements to submit financial assurance documentation to NRC, along with the appropriate fee for processing these submittals. However, the information in this notice does not constitute any new NRC requirements, and no written response is required.

Background:

The NRC rule entitled "General Requirements for Decommissioning Nuclear Facilities" (53FR24018, 06/27/88) has been distributed to licensees and discussed in the NMSS Licensee Newsletter. Information Notice 90-16 was issued on March 7, 1990 and reminded licensees who are authorized to possess certain quantities of byproduct, source, or special nuclear material that either financial assurance documentation or a request to reduce the quantity of authorized material must be submitted to NRC by July 27, 1990. However, past NRC guidance did not address licensing and fee requirements associated with these submittals. This information notice is being issued to inform licensees of the licensing and fee requirements for processing financial assurance submittals for decommissioning.

Discussion:

Financial assurance submittals will be processed as amendments to your license and are therefore subject to the fees specified in 10 CFR Part 170 for the fee category assigned to the materials license or application. Unless the license is exempt from fees pursuant to 10 CFR 170.11, the appropriate fee specified in 10 CFR 170.31 should accompany the submission of the decommissioning funding plans or financial assurance certifications, as provided in 10 CFR 170.12. Fees

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for decommissioning funding plan or financial assurance certification submittals that are part of a renewal application will be covered by the renewal fee; those filed as part of a new license application will be covered by the application fee; all others will be subject to amendment fees. It should be noted that even though certain licensees may be exempt from fee requirements, pursuant to 10 CFR 170.11, these licensees are still required to submit financial assurance documentation by July 27, 1990 if their authorized possession limits so dictate.

No written response is required by this notice. If you have any questions about this information notice, please contact the appropriate regional office, this office, or the Office of Controller (OC).

*Richard L. Bangart*

Richard L. Bangart, Director  
Division of Low-Level Waste Management  
and Decommissioning  
Office of Nuclear Material Safety  
and Safeguards

Technical Contacts: Tony Huffert, NMSS  
(301) 492-0529

Timothy C. Johnson, NMSS  
(301) 492-0558

License Fee Contact: Glenda Jackson, OC  
(301) 492-8740

Attachments:

1. List of Recently Issued NMSS Information Notices
2. List of Recently Issued NRC Information Notices

LIST OF RECENTLY ISSUED  
 NMSS INFORMATION NOTICES

Information Notice No.	Subject	Date of Issuance	Issued to:
90-35	Transportation of Type A Quantities of Non-Fissile Radioactive Materials	05/24/90	All U.S. Nuclear Regulatory Commission (NRC) Licensees
90-27	Clarification of the Recent Revisions to the Regulatory Requirements for Packaging of Uranium Hexafluoride (UF <sub>6</sub> ) for Transportation	04/30/90	All Uranium Fuel Fabrication and Conversion Facilities
90-24	Transportation of Model SPEC 2-T Radiographic Exposure Device	04/10/90	All NRC licensees authorized to use, transport, or operate radiographic exposure devices and source changers
90-20	Personnel Injuries Resulting from Improper Operation of Radwaste Incinerators	03/22/90	All U.S. NRC licensees who process or incinerate radioactive waste
90-16	Compliance with New Decommissioning Rule	03/07/90	All materials licensees
90-15	Reciprocity: Notification of Agreement State Radiation Control Directors before Beginning Work in Agreement States	03/07/90	All holders of NRC materials licenses that authorize use of radioactive material at temporary job sites
90-14	Accidental Disposal of Radioactive Materials	03/06/90	All NRC byproduct materials licensees

Correct Number for IN 90-01 should be 9001080145.

LIST OF RECENTLY ISSUED  
 NRC INFORMATION NOTICES

Information Notice No.	Subject	Date of Issuance	Issued to
90-37	Sheared Pinion Gear-to-Shaft Keys in Limitorque Motor Actuators	5/24/90	All holders of OLs or CPs for nuclear power reactors.
90-36	Apparent Falsification of State of Connecticut Weight Certificates	5/24/90	All holders of OLs or CPs for nuclear power reactors, and 10 CFR 70 licensees.
90-35	Transportation of Type A Quantities of Non-Fissile Radioactive Materials	5/24/90	All U.S. NRC licensees.
90-34	Response to False Siren Activations	5/10/90	All holders of OLs or CPs for nuclear power reactors.
90-33	Sources of Unexpected Occupational Radiation Exposures at Spent Fuel Pools	5/9/90	All holders of OLs or CPs for nuclear power reactors.
90-32	Surface Crack and Subsurface Indications in the Weld of A Reactor Vessel Head	5/3/90	All holders of OLs or CPs for nuclear power reactors.
90-31	Update on Waste Form and High Integrity Container Topical Report Review Status, Identification of Problems with Cement Solidification, and Reporting of Waste Mishaps	5/4/90	All holders of OLs or CPs for nuclear power reactors, fuel cycle licenses, and certain by-product materials licenses.
90-30	Ultrasonic Inspection Techniques for Dissimilar Metal Welds	5/1/90	All holders of OLs or CPs for nuclear power reactors.

OL = Operating License  
 CP = Construction Permit

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OFFICIAL BUSINESS  
 PENALTY FOR PRIVATE USE, \$300

FIRST CLASS MAIL  
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 USNRC  
 PERMIT No. G-67

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Distribution: Central File# NMSS r/f LLRB r/f LBykoski  
TJohnson RBoyle RBangart JGreeves PLOhaus  
JSurmeier JHickey FCardile GJackson DDandois  
CJHolloway VMiller RFonner EKraus JGlenn

PDR YES X NO Category: Proprietary \_\_\_ or CF Only \_\_\_

ACNW YES X NO

SUBJECT ABSTRACT: INFORMATION NOTICE RE: COMPLIANCE W/NEW DECOMM RULE  
\*SEE PREVIOUS CONCURRENCE

OFC :LLRB\* :LLRB\* :LLRB\* :EDITOR :IMOB\* :IMNS\* :LFDCB\* :  
NAME:AHuffert/es :TJohnson :JAustin :EKraus :JHickey :RCunningham:GJackson:  
DATE:05/15/90 :05/15/90 :05/15/90 :05/ /90:05/16/90:05/16/90 :05/17/90:  
OFC :LFDCB\* :OC\* :OGC\* :GPA\* :LLWM\* :LLWM\* :  
NAME:DDandois :CJHolloway :RFonner :VMiller :JGreeves :RBangart :  
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