

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

November 6, 1990

NRC INFORMATION NO. 90-38, SUPPLEMENT 1: LICENSE AND FEE REQUIREMENTS
FOR PROCESSING FINANCIAL
ASSURANCE SUBMITTALS FOR
DECOMMISSIONING

Addressees:

All fuel facility and materials licensees.

Purpose:

This information notice supplement is being provided to present new information on licensing and fee requirements for processing financial assurance submittals for decommissioning as discussed in U.S. Nuclear Regulatory Commission (NRC) Information Notice 90-38. It is expected that licensees will review this information for applicability to their licensed activities. The information in this notice does not constitute any new NRC requirements, and no written response is required.

Discussion:

Information Notice 90-38 was issued on May 29, 1990, and informed fuel facility and materials licensees of the licensing and fee requirements for processing financial assurance submittals for decommissioning. Upon further evaluation of the intent of the NRC rule entitled, "General Requirements for Decommissioning Nuclear Facilities" (53FR24018, 06/27/88), NRC has determined that financial assurance submittals required to be submitted to NRC by July 27, 1990, will not be processed as license amendments and are not subject to license fees under 10 CFR Part 170.

Requests to change or restrict authorized possession limits for byproduct, source, or special nuclear material, or to delete radionuclides in response to financial assurance requirements, will be processed as license amendments and will be subject to the amendment fee for the appropriate fee category assigned to the license. In addition, requests for exemption from the financial assurance regulations will be processed as license amendments and will be subject to amendment fees. However, fees will not be charged for amendments to routine nuclear medicine, sealed source, and radiography licenses, to establish a total possession limit, when such licenses were written without a total possession limit as a result of NRC policy.

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The NRC Office of the Controller (OC) will refund fees remitted for the financial assurance submittals and requests to establish a total possession limit for which fees are not required, as stated above. 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 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:
90-67	Potential Security Equipment Weaknesses	10/29/90	All holders of OLs or CPs for nuclear power reactors and Category 1 fuel facilities.
90-63	Management Attention to the Establishment and Maintenance of a Nuclear Criticality Safety Program	10/03/90	All fuel cycle licensees possessing more than critical mass quantities of special nuclear material
90-62	Requirements for Import and Distribution of Neutron-Irradiated Gems	09/25/90	All irradiated gemstone importers and distributors, and all non-power reactor licensees
90-59	Errors in the use of Radioactive Iodine-131	09/17/90	All medical licensees
90-58	Improper Handling of Ophthalmic Strontium-90 Beta Radiation Applicators	09/11/90	All Nuclear Regulatory Commission (NRC) medical
90-56	Inadvertent Shipment of a Radioactive Source in a Container Thought to be Empty	09/04/90	All U.S. Nuclear Regulatory Commission (NRC) licensees
90-50	Minimization of Methane Gas in Plant Systems and Radwaste Shipping Containers	08/08/90	All holders of operating licenses or construction permits for nuclear power reactors
90-44	Dose-Rate Instruments Underresponding to the True Radiation Fields	06/29/90	All NRC licensees
90-38	Requirements for Processing Financial Assurance Submittals for Decommissioning	05/29/90	All fuel facility and materials licensees

OL = Operating License
 CP = Construction Permit

LIST OF RECENTLY ISSUED
 NRC INFORMATION NOTICES

Information Notice No.	Subject	Date of Issuance	Issued to
89-30, Supp. 1	High Temperature Environments At Nuclear Power Plants	11/1/90	All holders of OLs or CPs for nuclear power reactors.
90-69	Adequacy of Emergency and Essential Lighting	10/31/90	All holders of OLs or CPs for nuclear power reactors.
90-68	Stress Corrosion Cracking of Reactor Coolant Pump Bolts	10/30/90	All holders of OLs or CPs for pressurized water reactors (PWRs).
90-67	Potential Security Equipment Weaknesses	10/29/90	All holders of OLs or CPs for nuclear power reactors and Category I fuel facilities.
90-66	Incomplete Draining and Drying of Shipping Casks	10/25/90	All holders of OLs for nuclear power reactors and all registered users of NRC approved waste shipping packages.
88-63, Supp. 1	High Radiation Hazards From Irradiated Incore Detectors and Cables	10/5/90	All holders of OLs or CPs for nuclear power reactors.
90-65	Recent Orifice Plate Problems	10/5/90	All holders of OLs or CPs for nuclear power reactors.

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(SIGNED) RICHARD L. BANGART

Richard L. Bangart, Director
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<u>Distribution:</u>	Central File#	NMSS r/f	LLRB r/f	LBykoski
TJohnson	RBoyle	RBangart	JGreeves	PLohaus
JSurmeier	JHickey	FCardile	GJackson	DDandois
CJHolloway	VMiller	RFonner	EKraus	JGlenn
STreby	AHuffert			

PDR YES NO Category: Proprietary or CF Only
 ACNW YES 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:DDandois:
DATE:09/ /90	:09/ /90	:09/ /90	:09/ /90:10/22/90:	10/22/90	:09/ /90:
OFC :OC	:OGC	:OGC	:GPA	:LLWM	:LLWM
NAME :CJHolloway	:RSmith	:STreby	:VMiller	:JGreeves	:RBangart
DATE:09/ /90	:10/23/90	:10/24/90	:10/25/90	:10/25/90	:10/26/90

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Requests to change or restrict authorized possession limits for byproduct, source, or special nuclear material, or to delete radionuclides in response to financial assurance requirements, will be processed as license amendments and will be subject to the amendment fee for the appropriate fee category assigned to the license. In addition, requests for exemption from the financial assurance regulations and requests for extension of the submittal due date will be processed as license amendments and will be subject to amendment fees. However, fees will not be charged for amendments to routine nuclear medicine, sealed source, and radiography licenses, to establish a total possession limit, when such licenses were written without a total possession limit as a result of NRC policy.

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OFC :OC*	:OGC <i>Handwritten</i>	:OGC <i>Handwritten</i>	:GP <i>Handwritten</i>	:LLWM	:LLWM
NAME :CJHolloway	:RSmith <i>Handwritten</i>	:STreby <i>Handwritten</i>	:VMiller	:JGreeves	:RBangart
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