



DEPARTMENT OF THE ARMY
WATERWAYS EXPERIMENT STATION, CORPS OF ENGINEERS
3909 HALLS FERRY ROAD
VICKSBURG, MISSISSIPPI 39180-6199

REPLY TO
ATTENTION OF

March 16, 1999

Safety and Environmental Management Division

SUBJECT: Statement of Intent

Mr. Hector Bermudez
U.S. Nuclear Regulatory Commission, Region II
Materials Licensing
61 Forsyth St. SW
Atlanta, GA 30303

Dear Mr. Bermudez:

As Acting Director of the U.S. Army Engineer Waterways Experiment Station (WES), I authorized and am responsible for approving funding for decommissioning activities associated with operations authorized by the U.S. Nuclear Regulatory Commission (NRC) Material License No. 23-01544-10. This authority is established by Defense Finance and Accounting Service Indianapolis Center Regulation 37-1, Finance and Accounting Policy Implementation. Within this authority, I intend to have funds made available when necessary in an amount up to \$150,000 to decommission all WES laboratories where the use of radioactive material authorized by NRC License No. 23-01544-10 is performed. I intend to request and obtain these funds sufficiently in advance of decommissioning to prevent delay of required activities.

225,000

A copy of my assumption of command is enclosed as evidence that I am authorized to represent the WES in this transaction.

If you have any questions regarding this matter, please refer them to Mr. John A. Lindigrin at telephone number (601)634-2401.

Sincerely, *

Robin R. Cababa
Colonel, Corps of Engineers
Acting Director

Enclosure



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

February 15, 2005

License No(s): 23-01544-10
Docket No(s): 03005062

Mr. John A. Lindigrin
Department of the Army
U.S. Army Corps Of Engineers
Engineering Research & Development Station
P. O. Box 631
Vicksburg, Mississippi 39180-0631

**SUBJECT: IMPLEMENTATION OF FINANCIAL ASSURANCE REQUIREMENTS ISSUED
OCTOBER 2, 2003**

Dear Mr. Lindigrin,

On October 3, 2003, the Commission issued amended rules for financial assurance for decommissioning applicable to NRC licenses issued pursuant to 10 CFR Parts 30, 40, and 70 (68 FR 57327). The rules became effective on December 2, 2003; however, existing licensees are permitted to implement the rules over a period of time. The implementation schedule is shown below:

Financial Assurance Status as of October 3, 2003	New Requirement	Implementation Completion Date
Using \$750K certification amount	\$1,125K	December 2, 2004
Using \$75K certification amount	\$113K	May 2, 2005
Using \$150K certification amount	\$225K	May 2, 2005
Large irradiator not using a decommissioning funding plan (DFP)	Submit cost estimate with DFP and cover new amount	December 2, 2005
Waste broker not using a DFP	Submit cost estimate with DFP and cover new amount	December 2, 2005
Using a DFP	Revise cost estimate and cover new amount every 3 years	December 4, 2006 (unless licensee committed to earlier date in DFP)

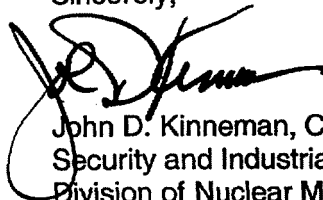
This letter simply brings the implementation schedule to your attention. No response to this letter is required. However, if you are among those licensees whose financial assurance has been increased from \$750K to \$1,125K and you have not taken steps to do so, you are required to revise your financial assurance instruments promptly. If you have questions regarding implementation, please contact Marjorie McLaughlin at (610) 337-5240.

Financial Assurance

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Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Kinneman", written over the typed name.

John D. Kinneman, Chief
Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosure: 68 FR 57327