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DOCKET: 70-27

LICENSEE: BWX Technologies Inc.
Nuclear Products Division
Lynchburg, VA

SUBJECT: SAFEGUARDS EVALUATION REPORT: REQUEST FOR EXTENSION OF
EXPIRATION DATE OF CERTAIN SPECIFIC SECURITY MEASURES, DATED
JUNE 24, 2004,

BACKGROUND

The expiration date given in BWX Technologies' (BWXT's) Materials License SNM-42, License Condition SG-6.1, was revised in License Amendment No. 95, dated December 11, 2002, and Amendment No. 99, dated August 28, 2003. Through these recent license amendments, the original completion date for permanent Physical Protection Plan changes has been changed from January 31, 2003, to April 30, 2004. By letter dated June 24, 2004, BWXT submitted a request to extend the expiration date for a specific security measure discussed in License Condition SG-6.1, to December 31, 2004, in accordance with the provisions of 10 CFR 70.32(e).

DISCUSSION

The NRC staff reviewed BWXT's request to ensure that it complies with applicable regulatory requirements and finds that this revision does not decrease security plan effectiveness. The temporary protective measures and current physical protection plan, referenced in the licensee's letter of April 16, 2003, and supplement dated August 6, 2003, meet the intent of, and requirements for, physical protection of Category-I special nuclear material that are contained in 10 CFR 73.46. The staff finds that the incorporation of the temporary protection measures into the physical protection plan is acceptable. Therefore, the temporary protective measures are considered part of the physical protection program and shall be inserted into the BWXT physical protection plan.

ENVIRONMENTAL REVIEW

The staff has determined that the revision of the facility's license involves safeguards matters which are categorically excluded from the requirements to prepare a site-specific environmental assessment. Therefore, in accordance with 10 CFR 51.22(c)(12), neither an environmental assessment nor an environmental impact statement is warranted for this action.



CONCLUSION

The staff concludes that revised License Condition SG-6.1 contains appropriate and necessary commitments to satisfy applicable regulations specified in 10 CFR 73.46, and that approval of the submitted plan revisions do not reduce the effectiveness of the BWXT Physical Protection Plan. Thus, the existing Safeguards License Condition SG-6.1 is being revised to replace the expiration date for the temporary protective measures and implement those measures as part of the Physical Protection Plan.

PRINCIPAL CONTRIBUTOR

William Gleaves

