

January 10, 2008

MEMORANDUM TO: Luis A. Reyes  
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS – SECY-07-0197 – REACTOR  
DECOMMISSIONING TRUST FUND OVERSIGHT BY OTHER  
AGENCIES AND RECOMMENDATIONS REGARDING  
FURTHER COMMISSION ACTION

The Commission has approved the staff's recommendation (Option 2) to periodically spot-check at the licensee's offices original statements and related original documents sent to a licensee from its trustee that disclose the trust fund balance. If discrepancies in the biennial reports filed with the NRC are discovered, the staff should recommend further revisions to the decommissioning funding assurance program depending upon the nature and seriousness of the discrepancies

The spot-checks should be performed by headquarters staff who are experienced in such reviews and the staff should develop a means to accomplish these checks while minimizing or eliminating the expense of staff travel. The spot checks should be selected and performed in a manner consistent with the NRC's sampling-based methods for conducting oversight inspections.

In communicating this decision to stakeholders and the general public, the staff should emphasize that this action is being taken to address a process-oriented observation by the Inspector General, and that there is no evidence of licensees falsifying decommissioning trust fund reports to the NRC.

The staff should discuss its verification activities in the biennial Commission paper summarizing decommissioning funding status reports for nuclear power reactors.

cc: Chairman Klein  
Commissioner Jaczko  
Commissioner Lyons  
OGC  
CFO  
OCA  
OPA  
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)  
PDR