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**Federal Express**  
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U.S. Nuclear Regulatory Commission  
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Rockville, MD 20852-2738

Subject: License SUB-1010; Docket 40-8027  
License Condition – Requirements for Plant Review Committee Approval of Changes

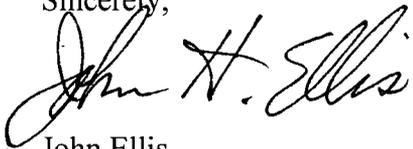
Dear Mr. Kalman:

Sequoyah Fuels Corporation (SFC) submits this application to amend License SUB-1010 to specify the requirements of the Plant Review Committee for authorizing certain changes to NRC-approved requirements without prior NRC approval, if these changes are consistent with the ALARA principle and the reclamation process.

Enclosure 1 to this letter contains the changes proposed in this amendment request, and Enclosure 2 contains the page changes for License SUB-1010.

Should you have any questions concerning the revisions, please contact me at (918) 489-5511, extension 226.

Sincerely,



John Ellis,  
President

xc: Robert Evans, RGN-IV/DNMS  
Alvin Gutterman, Morgan, Lewis & Bockius  
NRC Document Control

Enclosures

## **Application for Amendment**

### **Requirements for Plant Review Committee Approval of Changes**

#### **Summary of Changes**

The purpose of this change is to specify the requirements of the Plant Review Committee (PRC) for review and approval of changes to NRC-approved requirements that may be made without prior NRC approval, if these changes are consistent with the ALARA principle and the reclamation process.

#### **Justification for Change**

During the completion of the final design of the SFC disposal cell, and during the execution of decommissioning activities, changes may be required to facilitate these activities, or to improve the efficiency or cost effectiveness of decommissioning. These changes can be made without NRC approval if specific requirements and guidelines are met. These changes may be made without degradation in health, safety or environmental commitments addressed in the License, and will have no significant adverse effect on the quality of the work or reclamation objective.

All determinations as to whether the specified conditions are met will be made and documented by the Plant Review Committee. The licensee shall provide in an annual report to the NRC, a description of all changes made pursuant to this condition, including a summary of the safety and environmental evaluation of each such action.

53. The licensee is authorized to make certain changes to the NRC-approved requirements without NRC approval, if these changes are consistent with the ALARA principle and the reclamation process. All changes shall be approved by the SFC Plant Review Committee (Committee), subject to the following:
1. The licensee shall not be required to file an application for an amendment to the license when the following conditions are satisfied:
    - A. The change does not impair the licensee's ability to meet all applicable NRC regulations.
    - B. The change:
      - (i) imparts no degradation in health, safety, or environmental commitment addressed in the License,
      - (ii) has no significant adverse effect on the quality of work or reclamation objective, and
    - C. The change is consistent with the conclusions of actions analyzed in the Environmental Impact Statement, NUREG-1888 (May 2008) and the Safety Evaluation Report (April 20, 2009).

If any of these conditions are not met for the change under consideration, the licensee is required to submit a license amendment application for NRC review and approval.

2. The licensee's determinations as to whether the above conditions are met will be made by the Committee. All such determinations shall be documented. The licensee shall provide in an annual report to NRC, a description of all changes made pursuant to this condition, including a summary of the safety and environmental evaluation of each such action. As part of this annual report, the licensee shall include any pages revised pursuant to this condition. The records shall be retained until license termination. The retained records shall include written safety and environmental evaluations, made by the Committee, that provide the basis for determining whether or not the above conditions are met.

The Committee shall consist of a minimum of three individuals: President, Director Regulatory Affairs, and the Manager Health and Safety. The President shall be designated as the Committee chairman. These members shall be employed by the licensee's parent company or subsidiary of the licensee's parent company. Additional personnel may participate in Committee activities as necessary to address particular aspects or issues. The additional Committee participants may be consultants.