IN RESPONSE, PLEASE
REFER TO: M100223B

March 25, 2010

MEMORANDUM TO: R. W. Borchardt
Executive Director for Operations

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

SUBJECT: STAFF REQUIREMENTS – BRIEFING ON DECOMMISSIONING FUNDING, 9:30 A.M., TUESDAY, FEBRUARY 23, 2010, COMMISSIONERS' CONFERENCE ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

The Commission was briefed by a panel of external stakeholders, the NRC staff, and a consultant to the NRC on the NRC's decommissioning funding program. The external panel provided a wide range of views, and included Adam Levin, Director of Spent Fuel & Decommissioning at Exelon; Donna Jacobs, Senior VP of Planning, Development & Oversight at Entergy Nuclear; John Stewart, Director of Utility Rates and Services at the New York State Department of Public Service; Paul Gunter, Director of Reactor Oversight at Beyond Nuclear; and John Mothersole, Principal, Industry Practices Group at IHS Global Insight. Paul Bailey, Senior Fellow at ICF International, provided his views as an NRC consultant for decommissioning funding.

The Commission questioned the staff regarding the staff's resolution of public comments on Revision 2 to Regulatory Guide – 1.159, particularly as it relates to reducing the time period for making up a shortfall from two years to one year. The staff should provide to the Commission an Information Paper explaining the changes to the final Regulatory Guide (Revision 2 to Regulatory Guide - 1.159), *Assuring the Availability of Funds for Decommissioning Nuclear Reactors*, and allow an appropriate time to receive Commission direction, if the Commission is so inclined, prior to issuance of the Regulatory Guide.

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