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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
OFFICE OF NUCLEAR REACTOR REGULATION  
HAROLD R. DENTON, DIRECTOR

In the Matter of

IOWA ELECTRIC LIGHT & POWER COMPANY  
(Duane Arnold Energy Center)

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DIRECTOR'S DENIAL OF REQUEST TO SUSPEND TECHNICAL  
AMENDMENT NO. 9 TO LICENSE NO. DPR-49

8/7/79

By petition dated March 20, 1979, the Citizens United for Responsible Energy (CURE) of Des Moines, Iowa, requested the Commission pursuant to 10 CFR 2.206 to institute a proceeding to suspend Technical Amendment No. 9 to License No. DPR-49 which authorizes Iowa Electric Light and Power Company to handle special nuclear material at the Duane Arnold Energy Center. CURE alleged that suspension of Technical Amendment No. 9 and the subsequent removal of special nuclear material which was authorized to be handled under the amendment will prevent unlawful diversion of the special nuclear material by the licensee's employees. This petition was noticed in the Federal Register on April 23, 1979, (44 FR 23953).

After consideration of the allegations made by CURE, it was determined that physical security procedures and the inaccessibility of the material at the Duane Arnold Energy Center provides assurance against unlawful diversion of special nuclear material. In addition, the presence of this material is necessary in measuring instruments to assure safe operation of the reactor. Consequently, this request to suspend Technical Amendment No. 9 is denied.

A copy of this determination will be placed in the Commission's Public Document Room at 1717 H Street, N.W., Washington, D. C. 20555, and at the local

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public document room for the Duane Arnold Energy Center located at the Cedar Rapids Public Library, 426 Third Avenue, S. E., Cedar Rapids, Iowa 52401.

FOR THE NUCLEAR REGULATORY COMMISSION

/s/ Roger J. Mattson for

Harold R. Denton, Director  
Office of Nuclear Reactor Regulation

Dated at Bethesda, Maryland,  
this 7<sup>th</sup> day of ~~July~~ 1979.  
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