

May 14, 2013

Joseph J. Doncsecz
Associate Vice President for Finance
and Corporate Controller
Pennsylvania State University
104 Chemistry Building
University Park, PA 16802-1505

SUBJECT: APPROVAL OF ANNUAL CERTIFICATION OF FINANCIAL ASSURANCE
PENNSYLVANIA STATE UNIVERSITY (TAC L33258)

Dear Mr. Doncsecz:

In a letter dated November 16, 2012, Pennsylvania State University (PSU) submitted its annual certification of their self-guarantee for its Breazeale Nuclear Reactor (Docket 050-0005) and Special Nuclear Material (Docket 70-113).

Nuclear facilities licensed under Title 10 of the *Code of Federal Regulations* (10 CFR) Parts 50 and 70 are required to establish adequate financial assurance for decommissioning, decontamination, and reclamation pursuant to 10 CFR 50.25, "Reporting and Recordkeeping for Decommissioning Planning" and 10 CFR 70.25, "Financial Assurance and Recordkeeping for Decommissioning." 10 CFR 50.25 and 70.25 require that non-profit college and university licensees that utilize a self-guarantee to provide reasonable assurance of available funds for decommissioning costs. Furthermore, on an annual basis, such licensees are also required to provide a self-guarantee agreement and pass a financial test pursuant to Appendix E to 10 CFR Part 30, "Criteria Relating to Use of Financial Tests and Self-Guarantees For Providing Reasonable Assurance of Funds For Decommissioning by Nonprofit Colleges, Universities, and Hospitals."

The U.S. Nuclear Regulatory Commission (NRC) staff finds that PSU meets the requirements of 10 CFR Part 30, Appendix E. The language of the SG, Controller Letter, and Audited Financial Statements submitted by cover letter dated November 16, 2012, are consistent with NRC guidance. The annual certification for both the Breazeale Nuclear Reactor and the SNM-95 license are approved.

This letter both concludes the action on the review of the annual certification and closes the assigned Technical Assignment Control Number L33258.

In accordance with 10 CFR 2.390 of the NRC's "Rule of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records System component of the NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC web site at <http://www.nrc.gov/reading-rm/adams.html> (The Public Electronic Reading Room).

If you have any questions regarding this matter, please contact me at (301) 492-3189, or via e-mail at Christopher.Ryder@nrc.gov.

Sincerely,

/RA/

Christopher Ryder, Licensing Project Manager
Fuel Manufacturing Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear material Safety
and Safeguards

Docket Nos. 70-113, 50-005
License Nos. SNM-95, R-2

cc:
Eric Boeldt, PSU
Mark Trump, PSU

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If you have any questions regarding this matter, please contact me at (301) 492-3189, or via e-mail at Christopher.Ryder@nrc.gov.

Sincerely,

/RA/

Christopher Ryder, Licensing Project Manager
Fuel Manufacturing Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear material Safety
and Safeguards

Docket Nos. 70-113, 50-005
License Nos. SNM-95, R-2

cc:
Eric Boeldt, PSU
Mark Trump, PSU

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