



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
2100 RENAISSANCE BOULEVARD, SUITE 100
KING OF PRUSSIA, PENNSYLVANIA 19406-2713

July 10, 2013

Docket No. 03004530
Control No. 581317

License No. 19-00915-03

John T. Jensen
Chief, Radiation Safety Division
United States Department of Agriculture
Office of Homeland Security and Emergency Coordination
Radiation Safety Staff
5601 Sunnyside Avenue, Mailstop 5510
Beltsville, MD 20705

SUBJECT: UNITED STATES DEPARTMENT OF AGRICULTURE, REQUEST FOR
ADDITIONAL INFORMATION CONCERNING FINANCIAL ASSURANCE
DOCUMENTS, CONTROL NO. 581317

Dear Mr. Jensen:

During a recent review of your license, it was determined that the financial assurance was deficient. In order to continue our review, we need the following additional information:

You currently have financial assurance under a certified value but you have a location in the Beltsville, Maryland area where you have submitted a decommissioning plan. In accordance with

10 CFR 30.35 (c)(6), the licensee must submit a decommissioning funding plan within one year of when the survey is completed. The surveys for this area were performed greater than one year ago. Please submit updated financial assurance that includes a Decommissioning Funding Plan.

This plan must include an actual estimate of the costs for decommissioning your facility and a description of the methods of assuring funds in accordance with 10 CFR 30.35(e). The appropriate level of detail for the cost estimate is discussed in Appendix A.3 to Volume 3 of NUREG-1757, "Consolidated NMSS Decommissioning Guidance." You may refer to your decommissioning plan which has already been submitted to the NRC. If the DFP cost estimate is greater than your current certification of financial assurance, you must submit a revised financial assurance instrument in the prescribed amount of the cost estimate. Please follow closely the recommended wording for financial assurance mechanisms found Appendix A to Volume 3 of NUREG-1757. Current funds for decommissioning the Beltsville facility should be described as having been obtained and committed and future funds can be described as that they will be obtained on a Statement of Intent. Financial assurance instrument must support the entire amount of decommissioning funding necessary.

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Med, Ind, & Academic Uses**; then **Licensee Toolkits**, see our

toolkit index page. You may also obtain these documents by contacting the Government

Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 8:00 a.m. to 5:30 p.m. EST, Monday through Friday (except Federal holidays).

We will continue our review upon receipt of this information. Please reply to my attention at the Region I Office and refer to Mail Control No. 581317. If you have any technical questions regarding this deficiency letter, please call me at (610) 337-5366.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

Sincerely,

Original signed by Dennis R. Lawyer

Dennis R. Lawyer
Health Physicist
Commercial and R&D Branch
Division of Nuclear Materials Safety

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