

October 23, 2014

Mr. Jeffrey Leavey, CHP  
Radiation Safety Officer  
The Pennsylvania State University  
Environmental Health and Safety  
201 Academic Projects Building  
University Park, PA 16802

SUBJECT: APPROVAL OF PENNSYLVANIA STATE UNIVERSITY EXEMPTION FROM  
TITLE 10 OF THE *CODE OF FEDERAL REGULATIONS* PART 30, APPENDIX E,  
SECTION II.C.(2)

Dear Mr. Leavey:

Pennsylvania State University (PSU) requested that the U.S. Nuclear Regulatory Commission (NRC) grant it an exemption from the timeframe provided in 10 CFR Part 30, Appendix E, Section II.C.2. The NRC staff reviewed the request and, for the reasons discussed in the enclosed Safety Evaluation Report (SER), the NRC is approving the request and granting a 90-day extension on the timeframe provided in 10 CFR Part 30, Appendix A, Section II.C.(2).

Accordingly, PSU is exempted from providing documentation of its continued eligibility to use the self-guarantee to the Commission within 90 days after the close of each succeeding fiscal year. Instead, PSU shall provide documentation of its continued eligibility to use the self-guarantee within 180 days after the close of each succeeding fiscal year. If the submittal is sent by mail, PSU is to use first class or overnight mail, postmarked no later than the date corresponding to the 180-day milestone.

This exemption remains in effect until either: (i) PSU ceases to use a self-guarantee; (ii) PSU fails to qualify for a self-guarantee; or (iii) the NRC's regulations in 10 CFR Part 30, Appendix E, Section II.C.(2) are revised.

This exemption is applicable to only special nuclear materials license SNM-95. The exemption will be documented in the license when the license is next amended.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," 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).

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If you have any questions regarding this matter, please contact Christopher Ryder of my staff at (301) 287-0651, or via e-mail to [Christopher.Ryder@nrc.gov](mailto:Christopher.Ryder@nrc.gov).

Sincerely,

**/RA/**

Marissa G. Bailey, Director  
Division of Fuel Cycle Safety, Safeguards,  
and Environmental Review  
Office of Nuclear Material Safety  
and Safeguards

Enclosure:  
Safety Evaluation Report

J. Leavey

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If you have any questions regarding this matter, please contact Christopher Ryder of my staff at (301) 287-0651, or via e-mail to [Christopher.Ryder@nrc.gov](mailto:Christopher.Ryder@nrc.gov).

Sincerely,

**/RA/**

Marissa G. Bailey, Director  
Division of Fuel Cycle Safety, Safeguards,  
and Environmental Review  
Office of Nuclear Material Safety  
and Safeguards

Enclosure:  
Safety Evaluation Report

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