

From: [Mary Lampert](#)
To: [McKinley, Raymond](#)
Subject: ownship spent fuel
Date: Sunday, February 15, 2015 1:10:03 PM

Hello:

Appreciate it if you would send to the appropriate person in the NRC.

We would like clarification of when the ownership of commercial spent fuel passes from the licensee of a commercial nuclear reactor to DOE. It seems clear that the fuel is originally owned by the licensee who purchased it to use to generate electricity. Our question relates to ownership of spent fuel after it is taken out of the reactor core.

1. Does the licensee own the spent fuel assemblies while they are stored inside the licensee's spent fuel pool?
2. Does the licensee continue to own the spent fuel when the assemblies are moved from the spent fuel and placed inside dry casks on the licensee's site?
3. When, and under what circumstances does DOE take ownership of the spent fuel? Will a licensee continue to own the spent fuel until some off-site storage site, either permanent or interim, is available and ready to take the particular licensee's spent fuel?
4. Our understanding is that the licensee owns the fuel until DOE accepts ownership and moves the spent fuel to a permanent off-site storage facility. Is this understanding correct?
5. Our understanding is that under current law DOE cannot accept ownership of the spent fuel to an interim storage facility. Is this understanding correct?

Thank you in advance.

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