

17.0 DECOMMISSIONING AND POSSESSION-ONLY LICENSE AMENDMENTS

Northwest Medical Isotopes, LLC (NWMI or the applicant) preliminary safety analysis report (PSAR) Chapter 17.0, "Decommissioning and Possession-Only License Amendments," states that decommissioning information is not required for a construction permit application. As such, the NWMI PSAR does not include a decommissioning plan or report.

The U.S. Nuclear Regulatory Commission (NRC) staff (the staff) evaluated this PSAR chapter and finds that Title 10 of the *Code of Federal Regulations* (10 CFR) Section 50.33, "Contents of applications; general information," paragraph (k) requires an applicant for an operating license for a production facility to submit a decommissioning report, but does not require an applicant for a construction permit for a production facility to submit a decommissioning report. Because the NWMI application seeks a construction permit for a production facility, and because NWMI is not seeking a possession-only license amendment, the staff concludes that no decommissioning information needs to be provided in the PSAR or evaluated for the issuance of a construction permit for a production facility under 10 CFR Part 50, "Domestic Licensing of Production and Utilization Facilities."

