

Mr. Paul J. Lawler, Vice President
for Finance
Rensselaer Polytechnic Institute
Troy, New York 12180-3590

Dear Mr. Lawler:

SUBJECT: DECOMMISSIONING REPORT, SUBMITTED PURSUANT TO 10 CFR 50.33(k)(2)
FOR RENSSELAER POLYTECHNIC INSTITUTE REACTOR CRITICAL FACILITY

By letter dated September 13, 1990, you submitted a Decommissioning Report for the reactor critical facility pursuant to 10 CFR 50.33(k)(2), which provided information required by 10 CFR 50.75(d). We have reviewed your submittal and find that it is acceptable except for the request for exemption under 10 CFR 50.11 from the requirement of providing assurance of availability of decommissioning funds by any of the three methods of 10 CFR 50.75(e)(2); i.e., prepayment, an external sinking fund or a guarantee method. Enclosed for your information is a Safety Evaluation Report, which sets forth the basis for denying your request for exemption. In this enclosure, the Background, Section 11, discusses the General Electric (GE) Company's request for an exemption and how it was resolved in Commission Paper SECY-90-217. The Commission, in SECY-90-217, also assented to the staff's recommendation that "the staff intends to treat similar requests in like fashion and does not intend to reconsult the Commission on staff responses to those requests."

Please resubmit your Decommissioning Report pursuant to 10 CFR 50.75 outlining how you propose to assure the availability of decommissioning funds by either prepayment, an external sinking fund or a guarantee method such as a surety bond or letter of credit. Also, document how inflation costs are factored into the assurance of the availability of decommissioning costs. We request that you submit this information within 60 days of the date of this letter. If you have any questions, please feel free to call me on (301) 492-1102.

Sincerely,

Original signed by

Theodore S. Michaels, Senior Project Manager
Non-Power Reactors, Decommissioning and
Environmental Project Directorate
Division of Advanced Reactors
and Special Projects
Office of Nuclear Reactor Regulation

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PDR ADOCK 05000225
P PDR

Enclosure:
As stated

cc w/enclosure:
See next page

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cc: Mayor of the City of Schenectady
Schenectady, New York 12305

New York State Department of
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Albany, New York 12223

Mr. Francisco Rodriguez Vera
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Troy, New York 12181

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