APR 2 9 1994 License No. 06-03754-01 Docket No. 030-03787 Control No. 113781 Connecticut Agricultural Experiment Station ATTN: John F. Anderson Director 123 Huntington Street Box 1106 New Haven, Connecticut 06504 Dear Mr. Anderson: Subject: Financial Assurance This is in reference to your submittals dated July 27, 1990, February 24, 1992 and March 22, 1994 and the telephone conversation on November 8, 1993 between yourself and David Everhart of our office to establish financial assurance for NRC License No. 06-03754-01. We have reviewed your submittal and within the scope of our review, no further deficiencies were identified. Based on our review of your submittals, you are now in compliance with the requirements of 10 CFR 30.35 and have satisfactorily responded to the Demand for Information dated March 10, 1994. Please note that financial assurance certification and all associated documentation are required to be updated with significant changes in your operation and with each application for license renewal. If you have any questions regarding this letter, please call David Everhart at (610) 337-6936. Thank

you for your cooperation in this matter.

Sincerely,

Original Signed By: Mohamed M. Shanbaky

Mohamed M. Shanbaky, Chief Research and Development Division of Radiation Safety and Safeguards

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OFFICIAL RECORD COPY - C:\DOC\DECOMM\CONNAGRI.APP - 04/07/94

bcc:

M. Shanbaky, RI D. Everhart, RI

DRSS:R Everhan

4/7/94

DRSS:RI Shanbaky

OFFICIAL RECORD COPY - C:\DOC\DECOMM\CONNAGRI.APP - 04/07/94

-2-

NOTE TO DMB:

THE ATTACHED DOCUMENTS ARE TO BE PROCESSED AS <u>ONE</u> FINANCIAL ASSURANCE FOR DECOMMISSIONING PACKAGE.

LICENSE NUMBER: 06-03 754-01

DOCKET NUMBER: 030-03787

CONTROL NUMBER: 1/378/

THIS SHEET MAY BE DISCARDED AFTER PROCESSING.

THANK YOU!



STATE OF CONNECTICUT

OFFICE OF POLICY AND MANAGEMENT

MS16

K-2

March 22, 1994

Mr. Mohamed M. Shanbaky Region I Office U.S. Nuclear Regulatory Commission 475 Allendale Road King of Prussia, PA 19406-1415

Re: License No. 06-03754-01 Docket No. 30-03787 Control No. 113781

Dear Mr. Shanbaky:

I am in receipt of a copy of a February 24, 1992 letter, from John F. Anderson to Eric H. Reber of your agency, outlining his authority as Agency Head to request funds up to \$150,000 from the legislature to satisfy decommissioning financial assurance requirements should this become necessary.

The purpose of this letter is to confirm that as Agency Head of the Connecticut Agricultural Experiment Station, John F. Anderson would be empowered to submit the funding request for the decommissioning of the facility at 123 Huntington Street, New Haven. The request, should it become necessary, would be submitted through this office and acted upon by the Connecticut General Assembly.

I trust that this letter will serve as the required financial assurance.

Sincerely,

Edward C. Balda

Executive Budget Officer

Edward C. Bolda

ECB:cy

cc: John F. Anderson, CAES

113781 APR - 4 1994 RECEIPT FOR CERTIFIED MAIL

RECEIPT FOR CERTIFIED MAIL

ROBBERGE FROWING

190 INSUPRICE COVERAGE FROWING

The Connecticut Agricultural Experiment Station

ATTN: John F. Anderson

Director

Director

Director

Director

Director

Connecticut Agricultural Experiment Station

ATTN: John F. Anderson

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UNITED STATES POSTAL SERVICE

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Print your name, address and ZIP Code here

U.S. NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
INTITION OF PRUSSIALIPENNSYLVANIA 1-119406-1498

ATTHE DAVID EVERHART

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

- If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
- 2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
- 3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card. Form 3611, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article RETURN RECEIPT REQUESTED adjacent to the number.
- 4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
- Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
- Save this receipt and present it if you make inquiry.

U.S.G.P.O. 1989-234-555

SENDER: • Complete items 1 and/or 2 for-edditional services. • Complete items 3, and 4a & b		I also wish to receive the following services (for an extra
Print your name and address on the reverse of this form so the return this card to you.	it we can	fee):
*Dittach this form to the front of the mailpiece, or on the back i does not parmit.	space	1. Addressee's Address
Write "Return Receipt Requested" on the mailpiece below the art: The Return Receipt will show to whom the article was delivered a	cle number.	2. Restricted Delivery
 The Return Receipt will show to whom the article was delivered a delivered. 		Consult postmaster for fee.
3. Article Addressed to:	48. Art	95-446-241
Experiment Station	present.	vice Type stered Insured
attin . J. F. anderson	1	ess Mail Return Receipt for Merchandise
123 Huntington PO O at 1106	7. Date	of Delivery 18 1994
5. Signature (Addressee)		ressee's Address (Only if requeste fee is paid)
6 Ignature (Agent)		

MAR 1 0 1994

License No. 06-03754-01 Docket No. 030-03787 Control No. 113781

Connecticut Agricultural Experiment Station ATTN: John F. Anderson Director 123 Huntington Street P.O. Box 1106 New Haven, Connecticut 06504

Dear Mr. Anderson:

SUBJECT: FINANCIAL ASSURANCE, DEMAND FOR INFORMATION

Our records show that as of July 27, 1990, you were required to comply with 10 CFR 30.35. 10 CFR 30.35 requires that licensees, authorized to possess amounts of licensed material listed in the above referenced license, submit a certificate of financial assurance for decommissioning. The NRC received your initial response to this requirement dated July 27, 1990, however, you have failed to respond to the deficiency letter dated November 23, 1993 within the required time period. You, therefore, appear to be in violation of this requirement.

The Commission considers noncompliance with 10 CFR 30.35 to be a significant regulatory concern because of the importance of assuring that licensees, and not the public, pay for decommissioning of licensed facilities. To determine whether your license should be modified, suspended or revoked, or whether other enforcement action is appropriate, you are required to respond in writing, and under oath or affirmation, and within 30 days of the date of this letter with the information described in the enclosed Demand for Information.

Your response should be addressed to Region I at the above address and should be clearly marked, "Response to Demand for Information."

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

OFFICIAL RECORD COPY - C:\DOC\DECOMM\CONNAGRI.DFI - 03/08/94

RETURN ORIGINAL TO

Connecticut Agricultural Experiment Station -2-The responses directed by this letter and the enclosed Demand for Information are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511. If you have any questions concerning this Demand, please contact David Everhart at (610) 337-6936.

Sincerely,

Original Signed By: Ronald R. Bellamy

Ronald R. Bellamy, Chief Nuclear Materials Safety Branch Division of Radiation Safety and Safeguards

Enclosure:

Demand for Information

cc: w/enclosure Public Document Room (PDR) Nuclear Safety Information Center (NSIC) State of Connecticut

Region I Docket Room (w/concurrences)

D. Everhart, RI

M. Shanbaky, RI

W. Hehl, RI

D. Holody, RI

03/8/94

DRSS:RI Shanbaky

ms 03/8/94 DRSS:RI Bellamy

UNITED STATES NUCLEAR REGULATORY COMMISSION

In the matter of)	Docket No. 030-03787 License No. 06-03754-01
Connecticut Agricultural Experiment Station 123 Huntington Street, P.O. Box 1106 New Haven, Connecticut 06504	

DEMAND FOR INFORMATION

I

Connecticut Agricultural Experiment Station (The Licensee) holds NRC License No. 06-03754-01 (the License), issued by the Nuclear Regulatory Commission (the NRC or Commission) pursuant to 10 CFR 30. The license authorizes the licensee to use and possess byproduct material in accordance with the terms and conditions specified therein and the applicable NRC regulations.

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As of July 27, 1990, the Licensee was required to comply with 10 CFR 30.35 of the Commission's regulations, which requires licensees authorized to possess certain quantities of licensed material to submit either a decommissioning funding plan or a certification of financial assurance for decommissioning in the amount prescribed in 10 CFR 30.35, in accordance with the criteria set forth in that section. The License authorizes such quantities and the NRC staff has not yet received the Licensee's complete response to this requirement. Therefore, the Licensee appears to be in violation of this requirement.

The violation of the requirements of 10 CFR 30.35 is a significant regulatory concern to the NRC staff. Therefore, further information is needed to determine whether the Commission can have reasonable assurance that the Licensee will satisfy the requirements of 10 CFR 30.35 and otherwise conduct its activities in accordance with the Commission's requirements.

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Accordingly, pursuant to sections 161c, 161o, 182, and 186 of the Atomic Energy Act of 1954, as amended, and 10 CFR 30.32(b), in order for the Commission to determine whether the license should be modified, suspended, or revoked or other enforcement action taken to ensure compliance with NRC regulatory requirements, the Licensee is required to submit to the Administrator, Region I, 475 Allendale Road, King of Prussia, Pennsylvania 19406, within 30 days of the date of this Demand for Information, the information requested in the letter dated November 23, 1993 (copy attached) in writing and under oath or affirmation.

OFFICIAL RECORD COPY

RETURN ORIGINAL TO REGION I IE:07

After reviewing your response, the NRC will determine whether further action is necessary to ensure compliance with regulatory requirements.

FOR THE NUCLEAR REGULATORY COMMISSION

Original Signed By: Mohamed M. Shanbaky

NUCLEAR MATERIALS SAFETY BRANCH REGION I KING OF PRUSSIA, PENNSYLVANIA 19406

Dated at King of Prussia, Pennsylvania this 64 day of March, 1994

NOV 23 1993

License No. 06-03754-01 Docket No. 030-03787 Control No. 113781

Connecticut Agricultural Experiment Station
ATTN: John F. Anderson
Director
123 Huntington Street
Box 1106
New Haven, Connecticut 06504

Dear Mr. Anderson:

This is in reference to your letter dated February 24, 1992 and the telephone conversation on November 8, 1993 between Mr. David Everhart and yourself to provide financial assurance for License No. 06-03754-01. We have reviewed your submittal and request that you modify your submission to address the specific matters described below:

The Statement of Intent was signed by yourself, the Director of the Connecticut Agricultural Experiment Station. The enclosed Regulatory Guide 3.66, "Standard Format and Content of Financial Assurance Mechanisms Required for Decommissioning Under 10 CFP Parts 30, 40, 70 and 72" does not contain recommended wording for Statements of Intent, however there is a checklist of review criteria which can be found on page 3-26. The sixth item in the checklist states that the licensee should supply a recitation of authority to sign the Statement of Intent.

Please supply either: a Statement of Intent signed by an official from the State of Connecticut; or a statement from an official of the State of Connecticut which authorizes the signatory of the Statement of Intent to guarantee that adequate funds will be made available, in the event decommissioning is required for this licensee.

Include <u>all</u> the information included in the submitted Statement of Intent including the amount of financial assurance required, and the License, Docket and Control number, and a description of the facilities (eg. address's) for which financial assurance is being provided.

We will continue our review upon receipt of this information. Please reply in <u>duplicate</u> to my attention at the Regin I Office and refer to Mail Control No. 112781. If you have any questions regarding this letter, please call David Everhart at (215) 337-6936.

The Connecticut Agricultural Experiment Station Since your license requires financial assurance, we request that you submit your response to this letter within 30 calendar days of the date of this letter. Sincerely, Original Signed By: Mohamed M. Shanbaky Mohamed M. Shanbaky, Chief Research and Development Division of Radiation Safety and Safeguards Enclosure: Regulatory Guide 3.66

TELEPHONE CONVERSACON	LOG DATE: N	ember 8	, 1993	
John F. Anderson, Director	ORGANIZATION: Connecticut Agricultur Experiment Station New Haven, CT	(203) 789-7214		
LICENSE NUMBER: 06 - 03754 - 01	DOCKET NUMBER: 30-03787		MAIL CONTROL N	UMBER:
PERSON CALLING:	David B. Everhart USNRC Region I 475 Allendale Road ng of Prussia, PA 19406	FAX (215)	337-6936 Numbers 337-5269 337-5234	or

SUBJECT: Financial assurance request

SITMMADV

The submitted Statement of Intent was signed by the Director of the Connecticut Agricultural Experiment Station. Please supply either a Statement of Intent signed by an official from the State of Connecticut or a statement from an official of the State of Connecticut authorized to spend the State's money, which authorizes the signatory of the Statement of Intent to guarantee that adequate funds will be made available, in the event decommissioning is required for the licensee. Include all the information included in the submitted Statement of Intent plus the amount of financial assurance required, the license number, and a description of the facilities (address(s)) for which financial assurance is being provided.

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SIGNATURE:

DATE:

TELEPHONE CONVERSA ON I	OG DATE:	Nember 8, 1	.993
John F. Anderson, Director	ORGANIZATION: Connecticut Agricu Experiment Station New Haven, CT		203) 789-7214
LICENSE NUMBER:	DOCKET NUMBER:		AIL CONTROL NUMBER:
06-03754-01	30-03787	1	13781
King	David B. Everhart USNRC Region I 475 Allendale Road g of Prussia, PA 194		mbers 7-5269 or
SUBJECT: Financial assurance requ	est		
The submitted Statement of Int Connecticut Agricultural Expensions of Intent signed by a statement from an official of the State's money, which authors to guarantee that adequate fur decommissioning is required for Include all the information in plus the amount of financial adescription of the facilities being provided. Mr. Anderson stated that he would be for	riment Station. Plean official from the the State of Connectorizes the signatory of will be made available the licensee. Included in the submit assurance required, (address(s)) for whould like a letter report of the like a le	ase supply eit State of Conniticut authoriz of the Statem ilable, in the tted Statement the license nuich financial	her: a ecticut; or a ed to spend ent of Intent event of Intent mber, and a assurance is
ACTION REQUIRED/TAKEN:			
Generate deficiency letter.			
SIGNATURE		DATE	

NOV23 1993

License No. 06-03754-01 Docket No. 030-03787 Control No. 113781

Connecticut Agricultural Experiment Station
ATTN: John F. Anderson
Director
123 Huntington Street
Box 1106
New Haven, Connecticut 06504

Dear Mr. Anderson:

This is in reference to your letter dated February 24, 1992 and the telephone conversation on November 8, 1993 between Mr. David Everhart and yourself to provide financial assurance for License No. 06-03754-01. We have reviewed your submittal and request that you modify your submission to address the specific matters described below:

The Statement of Intent was signed by yourself, the Director of the Connecticut Agricultural Experiment Station. The enclosed Regulatory Guide 3.66, "Standard Format and Content of Financial Assurance Mechanisms Required for Decommissioning Under 10 CFR Parts 30, 40, 70 and 72" does not contain recommended wording for Statements of Intent, however there is a checklist of review criteria which can be found on page 3-26. The sixth item in the checklist states that the licensee should supply a recitation of authority to sign the Statement of Intent.

Please supply either: a Statement of Intent signed by an official from the State of Connecticut; or a statement from an official of the State of Connecticut which authorizes the signatory of the Statement of Intent to guarantee that adequate funds will be made available, in the event decommissioning is required for this licensee.

Include <u>all</u> the information included in the submitted Statement of Intent including the amount of financial assurance required, and the License, Docket and Control number, and a description of the facilities (eg. address's) for which financial assurance is being provided.

We will continue our review upon receipt of this information. Please reply in <u>duplicate</u> to my attention at the Regin I Office and refer to Mail Control No. 113781. If you have any questions regarding this letter, please call David Everhart at (215) 337-6936.

The Connecticut Agricultural -2-Experiment Station Since your license requires financial assurance, we request that you submit your response to this letter within 30 calendar days of the date of this letter. Sincerely, Original Signed By: Mohamed M. Shanbaky Mohamed M. Shanbaky, Chief Research and Development Division of Radiation Safety and Safeguards Enclosure: Regulatory Guide 3.66

030-03787 MS-16 The Connecticut Agricultural Experiment Station 123 HUNTINGTON STREET BOX 1106 NEW HAVEN, CONNECTICUT 06504 Founded 1875 Putting science to work for society

(203) 789-7214 Fax (203) 789-7232

February 24, 1991

License No. 06-03754-01 Docket No. 30-03787 Control No. 113781

Mr. Eric H. Reber U.S. Nuclear Regulatory Commission 475 Allendale Road King of Prussia, PA 19406-1415

Dear Mr. Reber:

We have your letter of February 18, 1992 from the Commission requesting further information about the ultimate responsibility for decommissioning should we relinquish our Nuclear Regulatory Commission license.

As part of our application for a licensse renewal, I wrote you on July 27, 1990 that we are a State agency and that we would "request funds up to \$150,000 from the legislature to satisfy decommissioning financial assuarance requirements should this become necessary."

The Connecticut Agricultural Experiment Station was founded by the State legislature in 1875 and has been in continuous existence as a State agency since then. I am authorized by my position to apply for and receive funds from the State legislature and to dispense them on behalf of The Connecticut Agricultural Experiment Station. All grant funds we receive from the Federal Government and other agencies list me as the responsible official.

We believe that with this information and the previous letter we have fully complied with your regulations stated on page 3-25 of Regulatory Guide 3.66.

John F. Anderson, Director

113781 FEB 28 1992

FEB 1 8 1992

License No. 06-03754-01 Docket No. 30-03787 Control No. 113781

Connecticut Agricultural Experiment Station ATTN: John F. Anderson, Director 123 Huntington Street Box 1106 New Haven, Connecticut 06504

Dear Mr. Anderson:

This is in reference to your letter dated July 27, 1990 to provide financial assurance for License No. 06-03754-01. In order to continue our review, we need the following additional information:

Please provide evidence that the State of Connecticut assumes ultimate responsibility for decommissioning the Connecticut Agricultural Experiment Station's licensed activities. This evidence should be in the form of a Statement of Intent which is signed by an authorized state official. The state official should represent a state agency or funding body which can provide the necessary funds. The authority of the state official should be documented as suggested on page 3-25 of Regulatory Guide 3.66 (enclosed). While you signed the Statement of Intent dated July 27, 1990 as the Stations's Director, you submitted no evidence that you are authorized to commit the State of Connecticut to provide funding. Please provide such evidence or submit a Statement of Intent signed by an individual authorized to commit the State of Connecticut. Also, please discuss the relationship of the Station to the State in some detail.

We will continue our review upon receipt of this information. Please reply in duplicate to my attention at the Region I office and refer to Mail Control No. 113781. The reviewer for this licensing action is Eric H. Reber. If you have any technical questions regarding this deficiency letter please call the reviewer at (215) 337-5276.

Satisfactory financial assurances is required for your license. Therefore, we request that you respond within 30 calendar days of the date of this letter.

Sincerely,

Original Signed By:
John D. Kinneman

John D. Kinneman, Chief
Research, Development &
Decommissioning Section
Division of Radiation Safety
and Safeguards

Enclosure: Regulatory Guide 3.66

bcc:

J. Kinneman, RI

DRSS eber 02/18/91

RV DKSS K Mneman

02/18 /91 OFFICIAL RECORD COPY

ML 569 REBER - 0001.1.0 02/13/92

030-03787

The Connecticut Agricultural Experiment Station



123 HUNTINGTON STREET

BOX 1106

NEW HAVEN, CONNECTICUT 06504

Founded 1875

Putting science to work for society

Tele. (203) 789-7218 Fax (203) 789-7232

July 27, 1990

Mr. John D. Kinneman, Chief Nuclear Materials Safety Section B Division of Radiation Safety and Cafeguards U.S. Nuclear Regulatory Commission 475 Allendale Road King of Prussia, PA 19406

> License No. 06-03754-01 Docket No. 030-03787 Control No. 120921

Dear Mr. Kinneman:

We have been informed that according to Appendix G of Regulatory Guide 3.66 (DG-3002) our requested possession limits for radioisotopes require \$150,000 of financial assurance to gurarantee safety compliance in the event we should relinquish our Nuclear Regulatory Commission license.

The Connecticut Agricultural Experiment Station is chartered by the State of Connecticut and is largely funded by appropriations from the State legislature. According to the provisions of Section 3.1.2 of DG-3002 "Government Licensees or Applicants", we hereby indicate out intent to request funds up to \$150,000 from the legislature to satisfy decommissioning financial assurance requirements should this become necessary.

Sincerely yours.

RECEIVED BY LFMS

DEC 10 1990

"OFFICIAL RECORD COPY" ML1B

LICENSE FEE MANAGEMENT BRANCH, ARM PROGRAM CODE: 03620 STATUS CODE: 2 AND FEE CATEGORY: EX 3P REGIONAL LICENSING SECTIONS EXP. DATE: 19900228 : FEE COMMENTS: 170.11(A)(9) ***************************** LICENSE FEE TRANSMITTAL REGION APPLICATION ATTACHED APPLICANT/LICENSEE: CONNECTICUT AGRICULTURAL EXPERIMENT RECEIVED DATE: 901210 3003787 DOCKET NO: CONTROL NO.: 113781 LICENSE NO.: 06-03754-01 ACTION TYPE: AMENDMENT 2. FEE ATTACHED AMOUNT: CHECK NO.: 3. COMMENTS B. LICENSE FEE MANAGEMENT BRANCH (CHECK WHEN MILESTONE D3 IS SANTERED 1. FEE CATEGORY AND AMOUNT: # 3P CORRECT FEE PAID. APPLICATION MAY BE PROCESSED FOR: AMENDMENT RENEWAL LICENSE 3. OTHER SIGNED DATE

BETWEEN:

(FOR LFMS USE)
INFORMATION FROM LTS