

NRC DOE INTERAGENCY AGREEMENT
ON LOFT PROGRAM RESPONSIBILITY

I. INTRODUCTION

In 1975 and 1976, NRC and DOE (then ERDA) entered into three Interagency Agreements on the Design, Acceptance, and Operation of LOFT. These Agreements dated August 8, 1975, April 30, 1976, and April 30, 1976, have been the governing documents since that time. Additionally, an overall Memorandum of Understanding (MOU) was signed between NRC and DOE on February 24, 1978. This MOU states "that a dedicated facility will be decommissioned or deactivated in accordance with the provision of the interagency agreement for the project."

II. PURPOSE

The purpose of this interagency agreement is to specify the responsibility and obligations of the parties for operation of the LOFT facility under the proposed "Agreement on an OECD LOFT Project," hereafter called the Project. In the event such an agreement is not executed, the parties agree to give further consideration to their responsibilities.

III. RESPONSIBILITY FOR DECOMMISSIONING AND/OR DEACTIVATION

- A. As the terms are used in the Memorandum of Understanding between DOE and NRC dated February 24, 1978, effective October 1, 1982, the LOFT Facility, which has been considered to be an NRC dedicated facility, shall no longer be treated as such.
- B. Pursuant to paragraph V C. of the above referenced Memorandum of Understanding and in consideration of NRC participation in the project as set forth below, DOE shall assume responsibility for any outstanding LOFT financial obligations and for operation, decommissioning and/or deactivation of the LOFT Facility.

IV. NRC FUNDING FOR THE LOFT FACILITY

- A. NRC shall be a participant in the "Agreement on an OECD LOFT Project" subject to the provisions of that agreement.
- B. NRC shall provide the following funding for the operation of the LOFT Facility subject to the availability of new authority:
 - (1) FY 1983 - All prior year uncosted obligations for the LOFT Program and 15 million dollars in new authority.
 - (a) Twenty-five million dollars of this amount shall be provided to DOE for the Project.

(b) One million dollars deposited to NRC by the Federal Republic of Germany in June 1982. These funds also shall be provided for the Project.

(c) Remaining funds of approximately 1.7 million dollars shall be available for previously incurred commitments.

(2) Ten million dollars per year in FY 1984, 1985, and 1986 of which 5 million dollars would support general expenses of the Project and 5 million dollars would support LOFT experiments of interest to the NRC.

V. L2-6 EXPERIMENT

In further consideration of the funding provided for herein, DOE agrees to perform the experiment which has been described as the L2-6 Test, in accordance with test conditions which shall require NRC approval.

VI. OTHER EXPERIMENTS

All other experiments shall be conducted in accordance with the terms of the "Agreement on an OECD LOFT Project."


VII. LIMITATIONS

Except as otherwise provided, nothing herein is intended to conflict with the Memorandum of Understanding dated February 24, 1978.

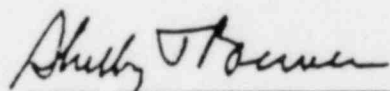
VIII. AGREEMENT

This agreement is effective as of October 1, 1982, upon the signature by the parties and supersedes the ERDA/NRC LOFT Facility Acceptance Agreement dated April 30, 1976, and the ERDA/NRC LOFT Facility Baseline Design Agreement dated April 30, 1976.

FOR THE NUCLEAR REGULATORY COMMISSION: FOR THE DEPARTMENT OF ENERGY:



 William S. Dircks
 Executive Director
 for Operations



 Shelby T. Brewer
 Assistant Secretary
 for Nuclear Energy

11/22/82

 Date

10/28/82

 Date