



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION I
2100 RENAISSANCE BLVD.
KING OF PRUSSIA, PA 19406-2713

July 7, 2020

Miguel E. Miranda,
General Manager
Baxter Healthcare of Puerto Rico
State Road 721, km 0.3
Aibonito, PR 00705

SUBJECT: BAXTER HEALTHCARE OF PUERTO RICO, ACCEPTANCE OF FINANCIAL ASSURANCE SUBMITTAL, MAIL CONTROL NO. 618264

Dear Mr. Miranda:

We have reviewed the Decommissioning Funding Plan (DFP) dated September 30, 2019, and Certification of Financial Assurance dated October 1, 2019, to meet the financial assurance requirements for your license. We have no further questions at this time.

The following documents currently provide your financial assurance:

Certification of Financial Assurance dated October 1, 2019 [ML20070N625],
Letter of Credit dated September 30, 2016 [ML16281A317],
Standby Trust Agreement dated September 30, 2016 [ML16281A319], and
Decommissioning Funding Plan dated September 30, 2019 [ML20070N625].

Your organization uses a Decommissioning Funding Plan (DFP) to determine the amount of financial assurance necessary to fund all decommissioning activities. It was noted that you did not use data for independent contractors in your calculations. Instead, the wages for your Radiation Safety Officer, your technicians, your irradiator operator, and clerical staff were used. Examination of the 2019 wage tables of the Bureau of Labor Statistics determined that the wages cited met or exceeded the data in the wage tables. 10 CFR 30.35(e)(2) requires that, at the time of license renewal and at intervals not to exceed three years, the DFP must be resubmitted with adjustments as necessary to account for changes in costs and the extent contamination. Your currently approved DFP was submitted on September 30, 2019; therefore, your DFP must be re-submitted on or before September 30, 2022. The DFP must update the information submitted with the original or prior approved DFP, and must specifically consider the effect of the following events on decommissioning costs: (1) spills of radioactive material producing additional residual radioactivity in onsite subsurface material; (2) waste inventory increasing above the amount previously estimated; (3) waste disposal costs increasing above the costs previously estimated; (4) facility modifications; (5) changes in authorized possession limits; (6) actual remediation costs that exceed the previous cost estimate; (7) onsite disposal; and (8) use of a settling pond. If the amount of the financial assurance instrument will be adjusted to match the DFP, this cannot be done until the updated DFP is approved by the NRC. If the financial assurance instrument is revised (amended) to change the amount of financial assurance obligated, then you will need to also submit a revised Certificate of Financial Assurance (CFA) with the new amount.

M. E. Miranda

2

Your cooperation is appreciated.

Sincerely,

/RA/

Steven Courtemanche, Health Physicist
Commercial, Industrial, R&D, and
Academic Branch
Division of Nuclear Materials Safety
Region I

License No. 52-21175-01
Docket No. 03019882
Mail Control No. 618264

cc: Marco Torres-Delgado, Radiation Safety Officer

BAXTER HEALTHCARE OF PUERTO RICO, ACCEPTANCE OF FINANCIAL ASSURANCE
SUBMITTAL, MAIL CONTROL NO. 618264 DATED JULY 7, 2020

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SUNSI Review Complete: Steven Courtemanche

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