

January 8, 2009

MEMORANDUM TO: R. W. Borchardt  
Executive Director for Operations

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS – COMSECY-08-0036 – STATUS OF  
DECOMMISSIONING PROGRAM - 2008 ANNUAL REPORT

The Commission has approved publication of the annual report on decommissioning subject to incorporation of the following comments and changes. In the future, this annual report should be provided to the Commission for information only.

1. On page iv, include the names of the Agreement State Representatives, as appropriate.
2. On page 7, introduction, delete “comprehensive” and “with emphasis on those managed by the U. S. Nuclear Regulatory Commission (NRC).”
3. On page 11, first bullet, delete the reference to timeliness of the action or include a section on timeliness for all action to provide context.
4. On page 14, footnote 3, delete the “and” in line 3.
5. On page 20, line 2 from the top, insert a hyphen in “in-depth.” In line 12 from the top, delete this space in “cannot.”
6. On page 20, add periods at the end of the bullets.
7. On page 27, first paragraph, 5<sup>th</sup> line, delete “NRC” within the parentheses.
8. On page 35, paragraph 2.5.2., in line 3, start a new paragraph after the period in order to make it clear that NFS is a separate site. Revise line 4 to read ‘... decommissioning of the **Erwin, Tennessee** site and ....’
9. On page 36, revise line 1 from the top to read , models. This **activity** is ....’
10. On page 36, 1<sup>st</sup> full paragraph, Revise lines 7 through 10 to read ‘... 3150-AH45) **which had been previously published as draft rule** .” ~~This draft final rule is currently under consideration by the Commission. Prior to this, NRC staff prepared SECY-07-0177, “Proposed Rule: Decommissioning Planning (10 CFR Parts 20, 30, 40, 50, 70 and 72: RIN 3150-AH45),” dated October 3, 2007, which was published for comment on January 22, ....’~~
11. On page 36, 2<sup>nd</sup> full paragraph, line 4, delete the comma. Revise line 5 to read ‘... and minimize **(a)** contamination of the facility and environment and **(b)** the ....’

12. On page 38, line 1 from the top, insert a hyphen in “risk-inform.”
13. On page 39, 2<sup>nd</sup> paragraph under section 6., clarify the source of the information noted in line 1.
14. On page 39, last paragraph, revise line 5 to read ‘ ... is developing a generic ....’
15. On page 40, insert a blank line prior to the first set of bullets.

The staff should discontinue publication of the NUREG and should instead publish an annual Commission paper on the status of the decommissioning program with information substantially equivalent to that contained in the 2008 Annual Report. The staff should also continue to solicit information, to be provided voluntarily from the Agreement States, regarding the current status of Agreement State decommissioning activities so that such information, to the extent practicable, can also be included on the NRC website.

If, within the annual Commission paper, staff references decommissioning activity descriptions or other information located on the NRC website, the staff should establish some regular frequency for verifying that such information on the website is up-to-date and complete.

The staff should continue to provide timely notification to the Commission of important decommissioning issues and policy matters requiring the Commission's attention.

cc: Chairman Klein  
Commissioner Jaczko  
Commissioner Lyons  
Commissioner Svinicki  
OGC  
CFO  
OCA  
OPA  
Office Directors, Regions, ACRS, ASLBP (via E-Mail)  
PDR