

UNITED STATES
NUCLEAR REGULATORY COMMISSION
OFFICE OF NUCLEAR MATERIAL SAFETY AND SAFEGUARDS
WASHINGTON, D.C. 20555

November 6, 1990

NRC INFORMATION NO. 90-38, SUPPLEMENT 1: LICENSE AND FEE REQUIREMENTS
FOR PROCESSING FINANCIAL
ASSURANCE SUBMITTALS FOR
DECOMMISSIONING

Addressees:

All fuel facility and materials licensees.

Purpose:

This information notice supplement is being provided to present new information on licensing and fee requirements for processing financial assurance submittals for decommissioning as discussed in U.S. Nuclear Regulatory Commission (NRC) Information Notice 90-38. It is expected that licensees will review this information for applicability to their licensed activities. The information in this notice does not constitute any new NRC requirements, and no written response is required.

Discussion:

Information Notice 90-38 was issued on May 29, 1990, and informed fuel facility and materials licensees of the licensing and fee requirements for processing financial assurance submittals for decommissioning. Upon further evaluation of the intent of the NRC rule entitled, "General Requirements for Decommissioning Nuclear Facilities" (53FR24018, 06/27/88), NRC has determined that financial assurance submittals required to be submitted to NRC by July 27, 1990, will not be processed as license amendments and are not subject to license fees under 10 CFR Part 170.

Requests to change or restrict authorized possession limits for byproduct, source, or special nuclear material, or to delete radionuclides in response to financial assurance requirements, will be processed as license amendments and will be subject to the amendment fee for the appropriate fee category assigned to the license. In addition, requests for exemption from the

financial assurance regulations will be processed as license amendments and will be subject to amendment fees. However, fees will not be charged for amendments to routine nuclear medicine, sealed source, and radiography licenses, to establish a total possession limit, when such licenses were written without a total possession limit as a result of NRC policy.

9010310102

IN 90-38, Supplement 1
November 6, 1990
Page 2 of 2

The NRC Office of the Controller (OC) will refund fees remitted for the financial assurance submittals and requests to establish a total possession limit for which fees are not required, as stated above. No written response is required by this notice. If you have any questions about this information notice, please contact the appropriate regional office, this office, or the OC.

Richard L. Bangart, Director
Division of Low-Level Waste
Management and Decommissioning
Office of Nuclear Material Safety
and Safeguards

Technical Contacts: Tony Huffert, NMSS
(301) 492-0529

Timothy C. Johnson, NMSS
(301) 492-0558

License Fee Contact: Glenda Jackson, OC
(301) 492-8740

Attachments:

1. List of Recently Issued NMSS Information Notices
2. List of Recently Issued NRC Information Notices

ENDEND