

October 18, 2005

Mr. Larry W. Clark
Assistant Manager for Nuclear Fuel Supply
U.S. Department of Energy
Oak Ridge Office
P.O. Box 2001
Oak Ridge, TN 37831

SUBJECT: IMPLEMENTATION OF HOMELAND SECURITY PRESIDENTIAL DIRECTIVE
12 AT THE PORTSMOUTH AND PADUCAH GASEOUS DIFFUSION PLANT
SITES

Dear Mr. Clark:

The purpose of this letter is to respond formally to your verbal request that we address the implementation of Homeland Security Presidential Directive 12 (HSPD-12) - "Policy for a Common Identification Standard for Federal Employees and Contractors" for the Portsmouth and Paducah gaseous diffusion plant (GDP) sites. As you are probably aware, the "Joint Statement of Understanding Between the NRC and DOE on Implementing the Energy Policy Act Provisions on the Regulation of the GDPs" dated December 20, 1993, states in part that "...DOE will retain responsibility for all access authorization programs with respect to the facilities leased by the Corporation and the Corporation itself." In addition, Section IV.D.1 of the "Memorandum of Understanding Between the Department of Energy and the Nuclear Regulatory Commission - Cooperation Regarding The Gas Centrifuge Lead Cascade Facilities at the Portsmouth Gaseous Diffusion Plant Site" dated March 24, 2004, states "DOE will continue to be solely responsible for all access authorization programs for USEC Inc., its subsidiaries, and subcontractors/vendors/partners."

With that being said, we consider that the Department of Energy (DOE), through its lease agreements with USEC Inc. and the United States Enrichment Corporation (USEC), and the agreements with the Nuclear Regulatory Commission (NRC) listed above, is responsible for implementing HSPD-12 at the GDP sites, including areas that are leased by USEC Inc. or USEC. We understand that DOE has already promulgated a personnel security verification notice which, if implemented, will fulfill the requirements of HSPD-12. As such, the NRC acknowledges DOE's authority under its agreements with the NRC that are listed above to ensure that the HSPD-12 requirements are implemented for the portions of the GDP sites that are leased by USEC Inc. or USEC.

If you have any questions regarding this matter, I may be reached at 301-415-1995.

Sincerely,

/RA/

James W. Clifford, Chief
Special Projects Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Dockets: 70-7004, 70-7003, 70-7002, 70-7001

William Szymanski/DOE	Michael Marriotte/NIRS	Dan Minter/SODI
Carol O'Claire/Ohio EMA	James Curtiss/W&S	Randall DeVault/DOE
Lindsay Lovejoy/NIRS	Rod Krich/LES	Peter Miner/USEC Inc.
Rocky Brown/Mayor of Beaver	Jim Brushart/Pike Co. Comm.	Geoffrey Sea
David Bowe/SPFPA/USEC	Teddy West/Scioto Twp. Trust.	Roger Suppes/Ohio DoH
Billy Spencer/Mayor of Piketon	Vina Colley/PRESS	Donald Silverman/Morgan Lewis
Harry Rioer/Pike Co. Comm	Larry Scaggs/Seal Twp.Trust.	Mary Glasgow/Cong.Schmidt
Robert Huff/Portsmouth CoC	Ted Wheeler/Pike County Aud.	Marvin Jones/Chillicothe CoC
Kara Willis/Gov. Taft's Reg. 7	Ewan Todd/PRESS	Dwight Massie/Pike CoC
Joyce Weeth/Pike Co. Rec	Blaine Beakman/Pike CoC	MarJean Kennedy/Gov. Taft
Carrie Mytinger/Cong. Ney		

If you have any questions regarding this matter, I may be reached at 301-415-1995.

Sincerely,

/RA/

James W. Clifford, Chief
Special Projects Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Dockets: 70-7004, 70-7003, 70-7002, 70-7001

William Szymanski/DOE	Michael Marriotte/NIRS	Dan Minter/SODI
Carol O'Claire/Ohio EMA	James Curtiss/W&S	Randall DeVault/DOE
Lindsay Lovejoy/NIRS	Rod Krich/LES	Peter Miner/USEC Inc.
Rocky Brown/Mayor of Beaver	Jim Brushart/Pike Co. Comm.	Geoffrey Sea
David Bowe/SPFPA/USEC	Teddy West/Scioto Twp. Trust.	Roger Suppes/Ohio DoH
Billy Spencer/Mayor of Piketon	Vina Colley/PRESS	Donald Silverman/Morgan Lewis
Harry Rioer/Pike Co. Comm	Larry Scaggs/Seal Twp.Trust.	Mary Glasgow/Cong.Schmidt
Robert Huff/Portsmouth CoC	Ted Wheeler/Pike County Aud.	Marvin Jones/Chillicothe CoC
Kara Willis/Gov. Taft's Reg. 7	Ewan Todd/PRESS	Dwight Massie/Pike CoC
Joyce Weeth/Pike Co. Rec	Blaine Beakman/Pike CoC	MarJean Kennedy/Gov. Taft
Carrie Mytinger/Cong. Ney		

DISTRIBUTION:

FCSS r/f	SPBr/f	Hearing file	RPierson, FCSS
JStrosnider, NMSS	JGiitter, SPB	RHannah,RII	RVirgilio,OSP
TJohnson, SPB	WTroskoski, SPB	BBartlett,RII	DHartland, RII
LTrocine, OE	JHenson, RII	DMcIntyre,OPA	SEchols, SPB
RTrojanowski, RII	JDavis,DWM	LSilvious,NSIR	DMartin, FCFB
SFlanders, DWM	WBrach, SFPO	MBlevins, DWM	GJanosko, FCFB
AFrazier, NSIR	MGalloway, TSG	KEverly, NSIR	MWeber, NSIR
MLombard, ADM	MRaddatz, FCFB	BSmith, OGC	SMagruder, SPB
TCombs, OCA	MBaty, OGC	EWilliamson, OGC	LSilvious, NSIR
USEC Website: Letter			

ML052870374

OFC	GCFLS		GCFLS		SPB		OGC		NSIR		SPB	
NAME	YFaraz:bkh1		LMarshall		BSmith		NStAmour		JKEverly		JClifford	
DATE	10/17/05		10/17/05		10/17/05		10/18/05		10/18/05		10/18/05	

OFFICIAL RECORD COPY