

June 17, 2015

Dr. Robert Cherry, Radiation Safety Staff Officer
U.S. Army Installation Management Command
ATTN: IMSO/301
Building 2261
2405 Gun Shed Road
JBSA Fort Sam Houston, TX 78234-1223

SUBJECT: RECEIPT OF U.S. ARMY LICENSE AMENDMENT APPLICATION AND ENVIRONMENTAL EVALUATION REGARDING POSSESSION OF DEPLETED URANIUM FROM THE DAVY CROCKETT WEAPON SYSTEM (SOURCE MATERIALS LICENSE NO. SUC-1593, DOCKET NUMBER 040-09083, TAC L53057)

Dr. Cherry:

The U.S. Nuclear Regulatory Commission (NRC) acknowledges receipt of the U.S. Army Installation Management Command's (the Army's) license amendment application (Agencywide Documents Management System (ADAMS) Accession No. ML15161A454), dated June 1, 2015, to address the 15 sites subject to License Condition No. 12 of Source Materials License No. SUC-1593 (ML13259A062). The NRC also acknowledges receipt of the Army's associated environmental evaluation (ML15160A509), dated June 1, 2015.

I have assembled an NRC technical team (the team) to review your tendered amendment application and environmental evaluation. The team convened on June 11, 2015, to begin its acceptance review as authorized by Section 2.101 of Title 10 of the *Code of Federal Regulations* (10 CFR). An acceptance review is an administrative review, and it includes an assessment of your application with regard to: (1) completeness; (2) legibility of drawings; (3) general adequacy of information; (4) justification for any proprietary information; and (5) identification of obvious technical inadequacies. The objective of this review is to determine if the submitted information is complete. If your submittal is complete, the team can begin its detailed technical review of your application and environmental evaluation.

As part of the acceptance review, the team will determine whether your application contains the necessary information to address the applicable requirements of 10 CFR Part 40, "Domestic Licensing of Source Material" and whether your environmental evaluation contains the necessary information to address the applicable requirements of 10 CFR Part 51, "Environmental Protection Regulations for Domestic Licensing and Related Regulatory Function." The team also will refer to applicable elements of NUREG-1556, Volume 7, "Consolidated Guidance About Materials Licenses: Program-Specific Guidance About Academic, Research and Development, and Other Licenses of Limited Scope Including Gas Chromatographs and X-Ray Fluorescence Analyzers" (ML010370258)¹ and NUREG-1748, "Environmental Review Guidance

¹ This guidance was used by the NRC staff when developing its safety evaluation during its review of the Army's license application for Source Materials License No. SUC-1593; likewise, it will be used by the NRC for this proposed licensing action should the application be accepted for a detailed technical review.

for Licensing Actions Associated with NMSS Programs” (ML032450279) to determine if your submittals contain the types of information the NRC staff will need to evaluate when performing its safety evaluation and environmental review. Further, the team will review your submittals against the commitments the Army made during the two public readiness review meetings pertaining to this proposed licensing action, as documented in the meeting summaries (ML15065A361 and ML15096A285). In addition, the team will refer to the additional NRC guidance (ML15061A184, ML15061A192, and ML15068A101) that was provided to you for your consideration in preparing your amendment application. Whether you have elected to follow all or parts of the additional NRC guidance or proposed another approach, the team will determine if you provided sufficient information to support your licensing request.

The first task of the team will be to identify any major flaws in the application that would result in an excessive number of requests for additional information (RAIs), and would therefore impair our ability to conduct a meaningful acceptance review. Should any major flaws be identified, you will be notified in July and the acceptance review will be terminated. Otherwise, the team will continue its work with the goal of completing its acceptance review by August 31, 2015. Upon completion of the acceptance review, if the NRC determines that your submittals are sufficient to begin a detailed technical review of your application, I will notify you and provide a review schedule that identifies when responses to RAIs will be expected from you. Conversely, if your submittal is found unacceptable, I will identify the deficiencies and provide you with an opportunity to supplement your submittal (either your application or your environmental evaluation or both) within a specified period of time.

In accordance with 10 CFR 2.390 of the NRC’s “Agency Rules of Practice and Procedure,” a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC’s ADAMS. ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions about the acceptance review process or this letter, please contact me at 301-415-6822 or by e-mail at amy.snyder@nrc.gov.

Sincerely,

/RA/

Amy M. Snyder, Senior Project Manager
Materials Decommissioning Branch
Division of Decommissioning, Uranium Recovery,
and Waste Programs
Office of Nuclear Material Safety
and Safeguards

Docket Number: 040-09083
License Number: SUC-1593

R. Cherry

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Sincerely,

/RA/

Amy M. Snyder, Senior Project Manager
Materials Decommissioning Branch
Division of Decommissioning, Uranium Recovery,
and Waste Programs
Office of Nuclear Material Safety
and Safeguards

Docket Number: 040-09083

License Number: SUC-1593

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