

October 21, 1996

MEMORANDUM TO: Carl J. Paperiello, Director  
Office of Nuclear Material Safety  
and Safeguards

FROM: John T. Greeves, Director [Signed by M. Federline for]  
Division of Waste Management

SUBJECT: OUTSTANDING FINANCIAL ASSURANCE EVALUATION OPEN ITEMS

In our July 15, 1996, briefing on financial assurance evaluation open items, we indicated that we would request the Regions to provide the status of their open items by September 30, 1996. The attached table shows the current status of Regional and Headquarters open items.

Based on this information, the following table shows the remaining open items:

Organization	Number of Remaining Open Items
DWM	1
FCSS	1
Region I	4
Region II	0
Region III	3
Region IV - Texas	1
Region IV - WCFO	0

We will continue to track these open items and provide you another status report by December 31, 1996.

Attachment: As stated

Contact: T.C. Johnson/NMSS  
415-7299  
L. Bykoski/NMSS  
415-6754

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*BoL*  
*10/21*



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

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Financial Assurance Evaluation Open Items

Open Item	Organization	Open Item Description	Disposition
1	DWM	The Kennecott L-Bar letter of credit amendment dated 10-25-93 is not in the instrument file. The HLUR project manager needs to locate this document. My audit of 1-26-95 identified the need to obtain original copies of the instruments for this license. With the exception of the above amendment, the instrument documents have been located.	File search did not locate original documents. On 2-16-96, PM sent letter to licensee requesting originals. Bank will not re-issue amendment. PM needs to recheck files. On 9-10-96 LLDP requested URB to again check files or request the licensee to have the letter of credit reissued. Licensee will have bank re-issue letter of credit and provide in December when current instrument expires.
2	FCSS	The Babcock & Wilcox letter of credit for SNM-145, SNM-414, SNM-778, SNM-30, SNM-42, BPM-34-03043-03, and SUB-1259 requires a standby trust agreement. The instrument did not include the standby trust but included only two amendments to the standby trust. The project manager needs to locate the original, executed standby trust. One of the standby trust amendments was transmitted in 3 copies. Each of the three copies was partially executed. The project manager should obtain the appropriate signatures for these amendments.	Licensee has been asked to provide original copies of standby trust and amendments. PM will provide originals to DWM when received. B&W is scheduled to provide documents by 11-21-96.
3	Region I	Fox Chase Cancer Center; need to locate original copy of letter of credit and standby trust.	Being evaluated against NMSS guidance on handling missing instruments. Letter to licensee to be sent by 10-18-96.
4	Region I	Carnegie Mellon University; need executed copy of standby trust.	Being evaluated against NMSS guidance on handling missing instruments. Letter to licensee sent 10-15-96.

5	Region I	Osram Sylvania; need executed copy of standby trust.	Being evaluated against NMSS guidance on handling missing instruments. Letter to licensee to be sent by 10-18-96.
6	Region I	Penn State University; need original copy of letter of credit.	Being evaluated against NMSS guidance on handling missing instruments. Letter to licensee to be sent by 10-18-96.
7	Region III	Monsanto Co.; need original letter of credit.	Licensee requested a formal letter pertaining to NRC's need for an original letter of credit. Per discussions with DWM, by 11-15-96, Region III will draft letter to licensee requesting original letter of credit.
8	Region III	Allied Signal Aerospace; needs standby trust agreement.	Licensee obtained standby trust agreement, which is being reviewed by licensee's legal staff. Standby trust will be submitted by 11-1-96. (Note: licensee provides Region III with biweekly telephone updates.)
9	Region III	Battelle; needs original letter of credit, standby trust, and statement of intent.	Region III, in coordination with DWM, is in the process of obtaining the financial assurance documents pertaining to decommissioning. Licensee will submit instruments by 12-31-96.
10	Region IV	Air Force; needs to specify amount in statement of intent.	On 4-9-96, Region IV requested USAF to provide specific amount of funds and provide a decommissioning funding plan at renewal. On 5-3-96, USAF requested extension. On 5-14-96, extension granted to 4-30-97.