



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

April 3, 2017

ALL AGREEMENT AND NON-AGREEMENT STATES
STATE LIAISON OFFICERS

NOTICE OF PROPOSED RULEMAKING: NON-POWER PRODUCTION OR UTILIZATION
FACILITY LICENSE RENEWAL (STC-17-034)

PURPOSE: To provide notification of (1) the publication of the U.S. Nuclear Regulatory Commission's (NRC) notice of proposed rulemaking and request for comment in the *Federal Register*; and (2) an upcoming public meeting to discuss the proposed rulemaking.

BACKGROUND: The NRC is proposing to amend its regulations that govern the license renewal process for non-power reactors, testing facilities, and other production or utilization facilities, licensed under the authority of Section 103, "Commercial Licenses," Section 104a, or Section 104c, "Medical Therapy and Research and Development," of the Atomic Energy Act of 1954, as amended (AEA), that are not nuclear power reactors. In this proposed rule, the NRC collectively refers to these facilities as non-power production or utilization facilities (NPUFs). The NRC is proposing to: (1) eliminate license terms for licenses issued under the authority of Sections 104a or 104c of the AEA, other than for testing facilities; (2) define the license renewal process for licenses issued to testing facilities or under the authority of Section 103 of the AEA; (3) require all NPUF licensees to submit final safety analysis report updates to the NRC every 5 years; and (4) provide an accident dose criterion of 1 rem (0.01 Sievert (Sv)) total effective dose equivalent for NPUFs other than testing facilities. The proposed rule also includes other changes, as described in Section III, "Discussion," of the enclosed *Federal Register* notice. The NRC is soliciting public comments on the contemplated action through June 13, 2017, and invites stakeholders and interested persons to participate.

DISCUSSION: Enclosed with this letter is the *Federal Register* notice supporting the proposed rule, the environmental assessment finding that no significant environmental impact will result from this proposed rule, the draft regulatory and backfit analysis, and the draft regulatory guide DG-2006, "Preparation of Updated Final Safety Analysis Reports for Non-Power Production or Utilization Facilities". The proposed rule was published in the *Federal Register* (82 FR 15643) on March 30, 2017, and posted on the Federal e-rulemaking portal <http://www.regulations.gov> under Docket No. NRC-2011-0087. The *Federal Register* notice can be accessed at: <https://www.federalregister.gov/documents/2017/03/30/2017-06162/non-power-production-or-utilization-facility-license-renewal>. Comments on the proposed rule and supporting documents are due by June 13, 2017, and the *Federal Register* notice details how to submit comments.

A public meeting on the proposed rulemaking will be held in the near future. The notice for this meeting will be published at least 10 days in advance on the NRC's public meeting schedule web site at <http://www.nrc.gov/pmns/mtg>. The public meeting will be accessible by teleconference and webinar. The meeting notice will provide the bridge line information and the URL to register for the webinar.

If you have any questions regarding this correspondence, please contact the individual named below:

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Sincerely,

/RA/

Daniel S. Collins, Director
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and Rulemaking Programs
Office of Nuclear Materials Safety
and Safeguards

Enclosures:

1. Proposed Rule *Federal Register* Notice
2. Draft Environmental Assessment
3. Draft Regulatory and Backfit Analysis
4. Draft Regulatory Guide

SUBJECT: NOTICE OF PROPOSED RULEMAKING: NON-POWER PRODUCTION OR UTILIZATION FACILITY LICENSE RENEWAL (STC-17-034) (April 3, 2017)

ADAMS Accession No.: ML17052A687

*Via E-Mail

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