

July 28, 2004

MEMORANDUM TO: Chairman Diaz
Commissioner McGaffigan
Commissioner Merrifield

FROM: Martin J. Virgilio /RA/
Acting Executive Director for Operations.

SUBJECT: COMMISSION NOTIFICATION OF A DIRECT FINAL RULE SIGNED BY
THE ACTING EXECUTIVE DIRECTOR FOR OPERATIONS

Office of Nuclear Material Safety and Safeguards

On July 27, 2004, the Acting Executive Director for Operations approved a direct final rule that amends 10 CFR 72.214, "List of approved spent fuel storage casks," revising the NAC International, Inc., NAC-MPC cask system listing within the "List of approved spent fuel storage casks." This amendment will modify the present cask system design to incorporate vacuum drying enhancements under a general license. Specifically, the amendment will increase vacuum drying time limits, delete canister removal from concrete cask requirements, revise surface contamination removal time limits, and revise allowable contents fuel assembly limits.

This notice informs the Commission that, in accordance with the rulemaking authority delegated to the EDO, the EDO has signed this direct final rule and proposes to forward it on August 4, 2004, to the Office of the Federal Register for publication, unless otherwise directed by the Commission.

This final rule does not constitute a significant question of policy, nor does it amend regulations contained in 10 CFR Parts 7, 8, or 9, Subpart C, concerning matters of policy.

The final rule can be found in ADAMS at ML042020208.

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