

NOTICE OF FINAL RULE SIGNED BY ACTING EDO

OFFICE OF FEDERAL AND STATE MATERIALS AND ENVIRONMENTAL MANAGEMENT PROGRAMS

On October 10, 2007, the Acting Executive Director for Operations approved a direct final rule that amends 10 CFR 72.214, "List of Approved Spent Fuel Storage Casks," by revising the Holtec International HI-STORM 100 listing within the "List of Approved Spent Fuel Storage Casks" to include Amendment No. 4. This amendment will modify the Certificate of Compliance by including changes to add site-specific options to the CoC to permit use of a modified HI-STORM 100 cask system at the Indian Point Unit 1 (IP1) Independent Spent Fuel Storage Installation. These options include the shortening of the HI-STORM 100S Version B, Multi-Purpose Canister (MPC)-32 and MPC-32F, and the HI-TRAC 100D Canister to accommodate site-specific restrictions. Additional changes address the Technical Specification (TS) definition of transport operations and associated language in the safety analysis report; the soluble boron requirements for Array/Class 14x14E IP1 fuel; the helium gas backfill requirements for Array/Class 14x14E IP1 fuel; the addition of a fifth damaged fuel container design under the TS definition for damaged fuel container; addition of separate burnup, cooling time, and decay heat limits for Array/Class 14x14 IP1 fuel for loading in an MPC-32 and MPC-32F; addition of antimony-beryllium secondary sources as approved contents; the loading of all IP1 fuel assemblies in damaged fuel containers; the preclusion of loading of IP1 fuel debris in the MPC-32 or MPC-32F; the reduction of the maximum enrichment for Array/Class 14x14E IP1 fuel from 5.0 to 4.5 weight percent uranium-235; changes to licensing drawings to differentiate the IP1 MPC-32 and MPC-32F from the previously approved MPC-32 and MPC-32F; and other editorial changes, including replacing all references to US Tool and Die with Holtec Manufacturing Division.

This notice informs the Commission that, in accordance with the rulemaking authority delegated to the EDO, the Acting EDO has signed this direct final rule and proposes to forward it on October 17, 2007, 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 ML072630037.