

NOTICE OF FINAL RULE SIGNED BY EDO

OFFICE OF FEDERAL AND STATE MATERIALS AND ENVIRONMENTAL MANAGEMENT PROGRAMS

On May 25, 2010, the Executive Director for Operations (EDO) approved a direct final rule that amends 10 CFR 72.214, "List of approved spent fuel storage casks" by revising the NAC International, Inc., MAGNASTOR System listing to include Amendment No. 1 to Certificate of Compliance (CoC) No. 1031. This amendment will modify the CoC to change Technical Specifications (TS) related to neutron absorber qualification and acceptance testing. Specifically, the amendment will revise TS 4.1.1.b and incorporate by reference into the MAGNASTOR CoC, Sections 10.1.6.4.5, 10.1.6.4.6, 10.1.6.4.7, and 10.1.6.4.8 of the Final Safety Analysis Report regarding the acceptance testing of borated aluminum alloy and borated metal matrix composite neutron absorber material. The amendment will also include other changes in Appendices A and B of the TS to incorporate minor editorial corrections.

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 June 3, 2010, 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 ML101180400.