

INFORMATION REPORT

DECEMBER 22, 2020

SECY-20-0118

FOR: The Commissioners

FROM: Catherine Haney
Assistant for Operations
Office of the Executive Director for Operations

SUBJECT: WEEKLY INFORMATION REPORT – WEEK ENDING
NOVEMBER 27, 2020

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SUBJECT: WEEKLY INFORMATION REPORT – WEEK ENDING NOVEMBER 27, 2020,
DATED: DECEMBER 22, 2020

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ADAMS Accession No: ML20339A660

*via e-mail

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DATE	12/09/20	12/22/20

OFFICIAL RECORD COPY

Office of the Chief Human Capital Officer (OCHCO)
Items of Interest
Week Ending NOVEMBER 27, 2020

ARRIVALS:
NONE
RETIREMENTS:
NONE
DEPARTURES:
NONE

**Office of the Chief Information Officer (OCIO)
Items of Interest
Week Ending NOVEMBER 27, 2020**

**Freedom of Information Act (FOIA) and Privacy Act (PA) Requests and Appeals Received
During the Period of November 23 – November 27**

Tracking Number	Requester's Name	Requester's Organization	Request Description as submitted by requester	Received Date
2021-000036	Kate Mishkin		"NRC Review Question Response Form" completed by NRC Inspector Lee Brookhart on 03/23/2019, and all available attachments, including the initial request for a NRC Review; any and all emails between Mark.Morgan@sce.com and the following individuals from the NRC: Lee Brookhart, Jason Piotter, Eric Simpson, Chris Smith, John Wise, Davis Marlene, Janine Katanic, Linda Howell, between March 1, 2019, including all available attachments; and any and all emails between Kris Singh, CEO of Holtec International, and any NRC employees between January 1, 2014 and present	11/23/2020
2021-000037	Kelli Timmer		All records pertaining to investigation Report No. 4-2018-030	11/25/2020
2021-000038	Nicole Winseman		Records pertaining to investigation Report No. 4-2018-031	11/25/2020
2021-000039	Russell Bowen		Any and all information associated with the application pool for vacancy announcements OIG/AIGI-2019-0001 and OIG/AIGI-2019-0003, to include copies of the qualifications of successful candidates selected as a result of these announcements, all notes, work products, or drafted information developed from	11/27/2020

			interviewing managers during all interviews, and anything else in writing or electronic format that shows these qualifications	
2021-000040	Benjamin Hulac	CQ Roll Call	All Nuclear Regulatory Commission briefing materials prepared in 2020 for the incoming administration under the Presidential Transition Act, including organizational charts, succession plans, PowerPoint presentations, secretarial orders about succession planning and any final records prepared to brief officials representing the incoming administration. Please include records pursuant to the Office of Management and Budget (M-20-24 and M-20-33) memoranda, which were both created this calendar year.	11/27/2020
2021-000041	Brendan J. Hennessey	Pillsbury Winthrop Shaw Pittman LLP	NRC Office of Investigations Report No. 2-2016-042 (the "OI Report"), including any exhibits, appendices, or any other documents attached to the OI Report; and the written transcript of named individual's Pre-Decisional Enforcement Conference ("PEC") held on July 14, 2020 (the "PEC Transcript")	11/27/2020

Office of Nuclear Reactor Regulation (NRR)
Items of Interest
Week Ending NOVEMBER 27, 2020

U.S. Nuclear Regulatory Commission (NRC) Hosted Public Meeting with Technical Specification Task Force

On November 19, 2020, the U.S. Nuclear Regulatory Commission (NRC) and the industry-led Technical Specifications Task Force (TSTF) conducted a regularly scheduled quarterly meeting (Agencywide Documents Access and Management System (ADAMS) Accession No. ML20314A038). Discussions included expanding the use of web-based online submissions to the NRC to include consolidated line item improvement process traveler adoption license amendment requests (LARs). Other topics included development of industry guidance for improvements to the technical requirements manual and industry plans for coordinated LAR submittals for licensee adoption of several approved travelers. The next TSTF quarterly meeting will take place in February 2021.

NRC Issued Order Approving Indian Point License Transfer

On November 23, 2020, the NRC issued an order (ADAMS Accession No. ML20297A341) approving the transfer of the Indian Point licenses from Entergy Nuclear Operations to Holtec International, as owner, and Holtec Decommissioning International, LLC (HDI), as decommissioning operator. The NRC order is effective immediately, but the license transfer will not be finalized until after Indian Point Unit No. 3 is permanently shutdown and the completion of the transaction between Entergy, Holtec, and HDI which is projected for Spring 2021. At that point, the NRC will amend Indian Point's licenses to reflect the completion of the transfer. Additionally, several hearing requests are currently pending before the Commission. The transfer approval is subject to the Commission's authority to rescind, modify, or condition the transfer based on the outcome of any subsequent hearing on the application.

NRC Approved Regulatory Exemption Related to the Use of Indian Point Decommissioning Funds

On November 23, 2020, the NRC granted an exemption (ADAMS Accession No. ML20309A788) to HDI for its request dated February 12, 2020 (ADAMS Accession No. ML20043C539), to use Indian Point Unit Nos. 1, 2, and 3 nuclear decommissioning trust funds for spent fuel management and site restoration activities and to make these withdrawals without prior notification to the NRC under Title 10 of the *Code of Federal Regulations* (10 CFR) 50.82(a)(8) and 10 CFR 50.75(h)(1)(iv).

Staff Approved Licensing Requests for Regulatory Relief Related to the COVID-19 Public Health Emergency

The NRC staff has reviewed and approved several licensing requests seeking temporary flexibilities to maintain the safe and secure operation of the U.S. nuclear fleet during the pandemic. A summary of approved licensing actions provided during this reporting period are summarized below. A complete list of licensing actions approved by the NRC in response to the COVID-19 public health emergency is available on the NRC public website at <https://www.nrc.gov/about-nrc/covid-19/reactors/licensing-actions.html>.

Licensing Request for Regulatory Relief Related to COVID-1

Beaver Valley Power Station, Units 1 and 2 (Energy Harbor Nuclear Corp.)

Type	Subject	Incoming Request	Decision
Exemption	Select Requirements of 10 CFR Part 26, "Fitness for Duty Programs," Section 26.205, "Work hours"	11/20/2020 ML20328A006	11/23/2020 ML20326A000

Perry Nuclear Power Plant, Unit 1 (Energy Harbor Nuclear Corp.)

Type	Subject	Incoming Request	Decision
Exemption	Select Requirements of 10 CFR Part 26, "Fitness for Duty Programs," Section 26.205, "Work hours"	11/20/2020 ML20325A070	11/23/2020 ML20325A158

Grand Gulf Nuclear Station (Entergy Operations, Inc.)

Type	Subject	Incoming Request	Decision
Exemption	Select Requirements of 10 CFR Part 73, Appendix B, "General Criteria for Security Personnel"	11/13/2020 ML20318A386	11/24/2020 ML20323A047

Millstone Power Station, Unit Nos. 1, 2, and 3 (Dominion Energy Nuclear Connecticut)

Type	Subject	Incoming Request	Decision
Exemption	Select Requirements of 10 CFR Part 50, Appendix E, "Emergency Planning and Preparedness for Production and Utilization Facilities," Section IV.F, "Training"	09/17/2020 ML20261H597	11/24/2020 ML20287A273

River Bend Station, Unit 1 (Entergy Operations, Inc.)

Type	Subject	Incoming Request	Decision
Exemption	Select Requirements of 10 CFR Part 50, Appendix E, "Emergency Planning and Preparedness for Production and Utilization Facilities," Section IV.F, "Training"	10/06/2020 ML20280A734	11/25/2020 ML20315A345

Duane Arnold Energy Center (NextEra Duane Arnold, LLC)

Type	Subject	Incoming Request	Decision
Exemption	Select Requirements of 10 CFR Part 50, Appendix E, "Emergency Planning and Preparedness for Production and Utilization Facilities," Section IV.F, "Training"	09/22/2020 ML20266G292	11/25/2020 ML20301A846

Office of Nuclear Material Safety and Safeguards (NMSS)
Items of Interest
Week Ending NOVEMBER 27, 2020

NMSS Staff Issued Revisions to the Certificates for the TRUPACT-II and HalfPACT Transuranic Waste Transportation Packages

On November 23, NMSS staff issued a revision to the certificates of compliance for the TRUPACT-II and HalfPACT transuranic waste transportation packages, Docket Nos. 71-9218 and 71-9279, respectively. The revision included adding machine-compacted waste as allowable contents as well as changes to the criticality control overpack's (CCO's) design. The revisions to the certificates are necessary to support the near-term packaging of waste for future transport to and disposal of the contents of approximately 22,000 CCOs at the Waste Isolation Project Plant. Following a detailed safety focused review, the staff issued the approvals.

U.S. Environmental Protection Agency Issued Permit to NRC Licensee Powertech (USA) Inc.

On November 24, 2020, the U.S. Environmental Protection Agency (EPA) issued the final Class III and Class V Underground Injection Control (UIC) permits and a Safe Drinking Water Act aquifer exemption to Powertech (USA) Inc. for the Dewey-Burdock uranium in-situ recovery (ISR) site near Edgemont, South Dakota. The U.S. Nuclear Regulatory Commission (NRC) issued the uranium source and byproduct material license for the Dewey-Burdock ISR facility to Powertech Inc. in April 2014. The issuance of the Class III UIC permit authorizes the construction and operation of the Class III uranium ISR injection wells in Burdock Wellfields 1-10 and Dewey Wellfields 1-4. NRC and EPA will continue to communicate to ensure effective implementation of their respective requirements for the Dewey-Burdock ISR facility.

Naturally-Occurring and Accelerator-Produced Radioactive Materials: Petition for Rulemaking; Part 30 of Title 10 of the Code of Federal Regulations (10 CFR) PRM-30-66, NRC-2017-0159; NRC-2017-0031)

On November 27, 2020, the NRC published a notice in the *Federal Register* ([85 FR 75959](#)) announcing that it will consider in its rulemaking process issues raised in a petition for rulemaking submitted by Matthew McKinley on behalf of the Organization of Agreement States. The petitioner requests that the NRC amend its decommissioning financial assurance regulations for sealed and unsealed byproduct material not listed in a table that sets out radionuclide possession values for calculating these financial assurance requirements. The NRC will also examine ways to make the table's values and other NRC decommissioning funding requirements more risk-informed. The docket for the petition for rulemaking, PRM-30-66, closed on November 27, 2020.

Miscellaneous Corrections; Correction: Final Rule; Correcting Amendment; 10 CFR Chapter I (Regulatory Identifier Number (RIN) 3150-AK48; NRC-2020-0179)

On November 25, 2020, the NRC published a notice in the *Federal Register* ([85 FR 75230](#)) correcting a final rule that appeared in the *Federal Register* on October 16, 2020 ([85 FR 65656](#)), and became effective on November 16, 2020. That document inadvertently replaced an outdated Executive Order with an incorrect reference. This corrects the reference to the Executive Order in the final rule. This correction is effective on November 25, 2020.

List of Approved Spent Fuel Storage Casks: NAC International, Inc. MAGNASTOR® Storage System, Certificate of Compliance No. 1031, Amendment No. 9; Direct Final Rule; Confirmation of Effective Date; 10 CFR Part 72 (RIN-3150-AK50; NRC-2020-0166)

On November 23, 2020, the NRC published a notice in the *Federal Register* ([85 FR 74595](#)) confirming the effective date of December 7, 2020, for the direct final rule that was published in the *Federal Register* on September 22, 2020 ([85 FR 59395](#)). The direct final rule amends the NRC's spent fuel storage regulations by revising the NAC International, Inc. MAGNASTOR® Storage System listing within the "List of approved spent fuel storage casks" to include Amendment No. 9 to Certificate of Compliance No. 1031. The effective date of December 7, 2020, for the direct final rule published September 22, 2020, is confirmed.

**Office of the Secretary (SECY)
Items of Interest
Week Ending NOVEMBER 27, 2020**

Document Released to Public	Date of Document	Subject
Decision Documents		
1. Staff Requirements Memorandum SECY-20-0056	11/23/20	Advance Notice of Proposed Rulemaking-Alternatives to the Use of Credit Ratings (RIN 3150-AJ92)
2. Commission Voting Record SECY-20-0056	11/23/20	Advance Notice of Proposed Rulemaking-Alternatives to the Use of Credit Ratings (RIN 3150-AJ92)
Information Papers		
1. None		
Memoranda		
1. None		

Commission Correspondence

1. Letter to the President and Congress, submits the NRC's Fiscal Year 2020 Agency Financial Report, dated November 16, 2020.
2. Letter to the Honorable Richard Shelby and Nita Lowey, submits the NRC's fourth quarterly report in Fiscal Year 2020 related to the NRC's progress on certain licensing actions and right-sizing commitments, dated November 18, 2020.

Federal Register Notices Issued

1. Advisory Committee on the Medical Uses of Isotopes (ACMUI) – Call for Nominations for Patients' Rights Advocate Representative