

INFORMATION REPORT

OCTOBER 3, 2023

SECY-23-0085

FOR: The Commissioners

FROM: Marissa G. Bailey
Assistant for Operations
Office of the Executive Director for Operations

SUBJECT: WEEKLY INFORMATION REPORT – WEEK ENDING
SEPTEMBER 22, 2023

CONTENTS

Enclosure

Office of the Chief Human Capital Officer	A
Office of the Chief Information Officer	B
Office of Nuclear Reactor Regulation	C
Office of Nuclear Material Safety and Safeguards	D
Office of Administration	E
Office of Enforcement	F
Office of the Secretary	G

Matthew R. Meyer

Meyer, Matthew signing on behalf
of Bailey, Marissa
on 10/03/23

Matthew Meyer for Marissa G. Bailey
Assistant for Operations, OEDO

CONTACT: John R. Jolicoeur, OEDO
301-415-1642

SUBJECT: WEEKLY INFORMATION REPORT – WEEK ENDING SEPTEMBER 22, 2023
DATED OCTOBER 3, 2023

DISTRIBUTION:

EDO R/F

AO R/F

ADAMS Accession No.: ML23271A044

OFFICE	OEDO	OEDO/AO
NAME	JJolicoeur	MMeyer for MBailey
DATE	9/28/2023	10/3/2023

OFFICIAL RECORD COPY

**Office of the Chief Human Capital Officer
Items of Interest
Week Ending September 22, 2023**

ARRIVALS		
ADE, HALEY	INTELLIGENCE ANALYST	NSIR
DORMAN, CORDIE	PROJECT ENGINEER (RIDP)	R-IV
DUNCAN, EMMA	LEGAL INTERN	OGC
GALLAGHER, SEAN	PROJECT MANAGER	NRR
GOLDSTEIN, BEAU	ENVIRONMENTAL PROJECT MANAGER	NMSS
LOVETT, JESSICA	PROJECT MANAGER	NRR
MCHUGH, DAN	REACTOR INSPECTOR	R-I
MEADOWS, TENISHA	NUCLEAR SYSTEMS ENGINEER (HOO)	NSIR
OKAMOTO, TAKUMA	PROJECT ENGINEER (RIDP)	R-III
SCHAAF, KENNETH	OPERATIONS ENGINEER	R-II
SMITH, DAVID	HEALTH PHYSICIST	NMSS
SUTTON, LYNN	HUMAN RESOURCES SPECIALIST	OCHCO
TALAVERA, JOSHUA	REACTOR INSPECTOR	R-IV
RETIREMENTS		
CHENG, YUAN	HYDROLOGIST	NRR
DEPARTURES		
HEINER, NICHOLAS BENJAMI	STUDENT CO-OP	OCFO
IRVIN, IAN G	ATTORNEY	OGC
RAMIREZ, OSCAR	STUDENT ENGINEER (CO-OP)	R-IV
WADE, JEREMY S	STUDENT CO-OP	NRR

**Office of the Chief Information Officer
Items of Interest
Week Ending September 22, 2023**

**Freedom of Information Act (FOIA) and Privacy Act (PA) Requests and Appeals Received
During the Period of September 18 – September 22, as submitted by requester**

Tracking Number	Requester's Name	Requester's Organization	Request Description	Received Date
FOIA-2023-000222	Aamot, Colin	Personal Capacity as a Journalist	Dear FOIA Officer, Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and the implementing FOIA regulations of the agency, I respectfully request the following: I request documents sufficient to account for the agency's usage and retention policies or directives for official communications via Slack, Signal, Microsoft Teams, Lync, or any other internal messaging platforms from 2018 to present. I am amicable to a rolling production as records are available.	09/18/2023
FOIA-2023-000223	Aamot, Colin	Personal Capacity as a Journalist	Dear FOIA Officer, Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and the implementing FOIA regulations of the agency, I respectfully request the following: All manuals or documents relating or pertaining to e-discovery, e-discovery vendor manuals, or e-discovery internal processes or processing steps for e-discovery software currently used by the agency with regard to discovery during litigation, foia litigation, or any other litigation holds for 2021 to present. I am amicable to a rolling production as records are available.	09/18/2023
FOIA-2023-000224	Haight, Tasha	Modern Geosciences	Requester is seeking the most recent reports (groundwater/soil data) for the site at 7851 FM 791 in Falls City, Karnes County, Texas. It is referred to as the Conquista Project (lat 28.90778, long -97.544458) where Uranium mining operations have taken place. (Historically was Continental Oil Co.) The project began in the 1970s and is still ongoing today. Additionally, the site was transferred to the DOE for long-term custody in 1998.	09/19/202

Tracking Number	Requester's Name	Requester's Organization	Request Description	Received Date
FOIA-2023-000225	Blanch, Paul	-	Requester searched ADAMS and the internet for this document but could not locate it. Please consider this a formal FOIA request for the following document: Wilson, B. W., Dr., "Estimate of Tsunami Effect at San Onofre Nuclear Generating Station, Units 2 and 3," December 1972.	09/19/2023
FOIA-2023-000226	Gray-Etherson, Lyla	Property Solutions Inc.	As part of the property assessment, we wish to determine whether the owner of Metrigen, Inc. is currently or ever licensed to utilize or store radioactive materials on the subject property. Please provide any documentation on what materials are, or have been utilized or stored at the property, as well as any compliance documentation. Institution code: 28383. Dock number: 3031155. License Number: 29-28383-01.	
CON-2023-000008	Durden, Nate	Office of Management and Budget	The Office of Management and Budget received a FOIA request from Dana Hull of Bloomberg News. Our search identified records that contain equities of the Nuclear Regulatory Commission (2 pages). Accordingly, we are forwarding this information to your Offices for consultation.	09/21/2023
FOIA-2023-000227	Reichert, Kathy	Aerotest Operations, Inc	Requester is seeking quarterly case summaries and or reviews on NRC-IG's investigation #C21-016 from 1/1/2021 to 9/20/23. (Date Range for Record Search: From 1/1/2021 To 9/20/2023)	09/21/2023
FOIA-2023-000228	Vaughn Jr., Bobby	-	PowerPoint/keynote presentations, letters, etc. relating to NRC Allegations Specialist, Sara Bernal-Taylor, formerly known as Sara Bernel, regarding all communications between Ms. Taylor, her Allegations Committee and/or the NRC Office of Inspector General, to/from NRC Region 2 and/or the Department of Energy regarding HALEU (High-Assay Low Enriched Uranium). These records should also include licensure complaints, as well as any and all allegations regarding HALEU. (Date Range for Record Search: From 1/1/2020 To 9/20/2023)	09/21/2023

Tracking Number	Requester's Name	Requester's Organization	Request Description	Received Date
FOIA-2023-000229	Sanchez, Olivette	Banks Environmental Data, Inc	Requestor is seeking to acquire a list of Historic Material Licensing Tracking System (MLTS) sites. This list will contain historic sites that have inactive licenses and/or removed from the Material Licensing Tracking System. Provide this list in excel or pdf format and delivered via email.	09/21/2023
FOIA-2023-000230	Sanchez, Olivette	Banks Environmental Data, Inc	Requester is seeking to acquire a list of Material Licensing Tracking System (MLTS) sites. This list will contain sites that store radioactive material subject to the NRC licensing requirements. Please provide this list in excel or pdf format and delivered via email.	09/21/2023
FOIA-2023-000231	Livermore, Daniel	-	Please provide the total number of sick leave hours taken by agency employees in each of the following years: 2017, 2018, 2019, 2020, 2021, and 2022. Any information so far, in 2023 would be helpful. This is just the total number of hours overall for the agency, not for an individual. For example: 10,000 hours in 2017, 11,000 hours in 2018, etc.	09/22/2023

**Office of Nuclear Reactor Regulation
Items of Interest
Week Ending September 22, 2023**

San Luis Obispo Mothers for Peace and Friends of the Earth Requested the Commission to Convene a Hearing Concerning Diablo Canyon Unit 1

On September 14, 2023, San Luis Obispo Mothers for Peace (SLOMFP) and Friends of the Earth (FoE) requested the Commission to convene a hearing concerning the U.S. Nuclear Regulatory Commission's (NRC) July 20, 2023, approval of a revision to the Diablo Canyon Unit 1 reactor vessel material surveillance capsule withdrawal schedule (Agencywide Documents Access and Management System (ADAMS) Accession No. [ML23199A312](#)). SLOMFP and FoE also requested an emergency order requiring immediate shutdown of Unit 1 pending completion of tests and inspections of the pressure vessel, public disclosure of the results, a public hearing, and a determination by the Commission that Unit 1 can safely resume operation.

NRC Issues License Amendment Regarding Revision of Technical Specifications at Fermi Unit 2

On September 18, 2023, the NRC staff issued an Exigent License Amendment for Fermi Unit 2 to revise Technical Specification (TS) 3.7.2, "Emergency Equipment Cooling Water/Emergency Equipment Service Water System and Ultimate Heat Sink ([ML23243A885](#))." DTE Electric Company submitted the amendment request under exigent circumstances to allow for a one-time extension of the Condition A Completion Time, from 72 hours to 7 days each, to perform online repairs to the Division I Mechanical Draft Cooling Tower A and C fan pedestals. The temporary one-time extension will expire at 23:59 on November 19, 2023.

NRC Staff Held a Public Observation Meeting with Industry and Members of the Public to Discuss the Reactor Oversight Process

On September 20, 2023, the NRC staff hosted a public meeting related to the Reactor Oversight Process (ROP) to discuss: an overview of proposed recommendations to improve the NRC's Generic Issues Program ([ML23256A001](#)), how natural terrain features are credited with respect to vehicle barrier systems ([ML23181A084](#)), an update on Commercial Grade Dedication and Age-Related Degradation inspections, the path forward on the new Emergency Response Facilities and Equipment Needed for Emergency Response Performance Indicator, the status of NRC staff efforts to implement inspection guidance related to Probabilistic Risk Assessment configuration control ([ML23257A145](#)), a planned revision to Inspection Procedure 71152, "Problem Identification and Resolution," and the current NRC staff position on a white paper submitted by NEI regarding AP1000 performance indicators ([ML23136A607](#)). Industry representatives presented another update on the draft NEI 99-02, "Regulatory Assessment Performance Indicator Guideline," Revision 8 ([ML23258A199](#)), which they plan to submit for review in the near term. Attendees included the industry's Reactor Oversight Process Task Force, NextEra Energy, and members of the public. The next bi-monthly public meeting on ROP-related matters is tentatively scheduled for November 16, 2023.

NRC Issued a License Amendment for the University of California-Davis McClellan Nuclear Research Center Training, Research, Isotope, General Atomics Research Reactor

On September 22, 2023, NRC staff issued a license amendment for the University of California–Davis (UCD) McClellan Nuclear Research Center (MNRC) Training, Research, Isotope, General Atomics research reactor ([ML23263A976](#)). The amendment revises TS 4.1.4, “Fuel Parameters,” and adds a specification to TS 5.3.1, “Reactor Core,” to provide the licensee operational flexibility to reconfigure the reactor core. UCD anticipates restart of the MNRC reactor the week of October 2, 2023.

**Office of Nuclear Material Safety and Safeguards
Items of Interest
Week Ending September 22, 2023**

List of Approved Spent Fuel Storage Casks: NAC International, Inc., MAGNASTOR® Storage System, Certificate of Compliance No. 1031, Renewal of Initial Certificate and Amendment Nos. 11 and 12 and Revisions to Amendment Nos. 0 Through 9; Direct Final Rule; Confirmation of Effective Date; 10 CFR Part 72 [NRC-2023-0085; RIN 3150-AK99]

On September 19, 2023, the U.S. Nuclear Regulatory Commission (NRC) published a notice in the *Federal Register* (88 FR 64351) confirming the effective date of October 16, 2023, for the direct final rule that was published in the *Federal Register* on July 31, 2023 (88 FR 49267). This direct final rule amended its 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 Nos. 11 and 12 and revisions to Amendment Nos. 0 through 9 to Certificate of Compliance No. 1031. The effective date of October 16, 2023, for the direct final rule published July 31, 2023, is confirmed.

List of Approved Spent Fuel Storage Casks: NAC Multi-Purpose Canister System, Certificate of Compliance No. 1025, Renewal of Initial Certificate and Amendment Nos. 1 Through 8; Direct Final Rule; Confirmation of Effective Date; 10 CFR Part 72 [NRC-2023-0080; RIN 3150-AK98]

On September 18, 2023, the NRC published a notice in the *Federal Register* (88 FR 63833) confirming the effective date of October 17, 2023, for the direct final rule that was published in the *Federal Register* on August 3, 2023 (88 FR 51209). This direct final rule amended the spent fuel storage regulations by revising the NAC Multi-Purpose Canister System listing within the “List of approved spent fuel storage casks” to renew, for 40 years, the initial certificate and Amendment Nos. 1 through 8 of Certificate of Compliance No. 1025. The renewal of the initial certificate and Amendment Nos. 1 through 8 revises the certificate of compliance’s conditions and technical specifications to address aging management activities related to the structures, systems, and components important to safety of the dry storage system to ensure that these will maintain their intended functions during the period of extended storage operations. The effective date of October 17, 2023, for the direct final rule published August 3, 2023, is confirmed.

**Office of Administration
Items of Interest
Week Ending September 22, 2023**

Forensic Accounting Services

On September 18, 2023, contract number 31310023A0002 was awarded to Crowe LLP in South Bend, IN. The purpose of this contract is to procure support to the U.S. Nuclear Regulatory Commission's (NRC) Office of Inspector General (OIG) with forensic accounting during OIG-led audits and investigations. The period of performance is from September 11, 2023, through September 10, 2024, with four option periods. The total potential value of the contract can be up to \$3,433,130.72.

Instruction Design and Learning Development Services

On September 20, 2023, contract number 31310023C0023 was awarded to Avyance LLC in Reston, VA. The purpose of this contract is to obtain professional services for learning design and development to assist the NRC with learning modernization projects. The period of performance is from October 25, 2023, through October 24, 2024, with three option periods. The total potential value of the contract can be up to \$4,675,539.92.

Adobe Licenses and Support

On September 19, 2023, contract number NNG15SD09B/31310023F0152 was awarded to Bahfed Corp. in Portland, OR. The purpose of this contract is to procure software licenses on a brand name only basis from an authorized reseller of Adobe Systems Incorporated products. The period of performance is from November 17, 2023, through November 16, 2024, with no option periods. The total potential value of the contract can be up to \$853,045.67.

NRC Childcare Subsidy Program

On September 19, 2023, contract number 31310023C0026 was awarded to FEEA Childcare Services Inc. in Alexandria, VA. The purpose of this contract is to obtain support services from the contractor to assist the NRC in administering the NRC's Childcare Subsidy Program. The period of performance is from October 1, 2023, through September 30, 2024, with four option periods. The total potential value of the contract can be up to \$816,437.04.

**Office of Enforcement
Items of Interest
Week Ending September 22, 2023**

DPO-2021-001 James A. FitzPatrick Nuclear Power Plant – Issuance of Amendment No. 338 RE: Alternative Source Term for Calculating Loss-of-Coolant Accident Dose Consequences

The Differing Professional Opinion (DPO) raised concerns about the U.S. Nuclear Regulatory Commission's (NRC's) issuance of James A. FitzPatrick nuclear power plant operating license amendment No. 338, regarding use of the Alternative Source Term (AST) for calculating loss-of-coolant accident dose consequences. An ad-hoc review panel was formed and tasked by the NRC Differing Views Program to review the DPO. The review panel subsequently issued its report to the Director of the Office of Nuclear Reactor Regulation (NRR) on June 9, 2021. On November 17, 2021, the Director of NRR issued her DPO decision to the submitter.

The DPO submitter appealed this decision to the Executive Director for Operations (EDO) on January 7, 2022. After careful consideration of the issues raised in the appeal, the EDO issued his decision on the DPO appeal on August 25, 2023. The EDO directed NRR to: (1) take appropriate regulatory action to ensure FitzPatrick's compliance with 10 CFR 50.67 and resolve the licensing clarity issues for the AST license amendment; and (2) develop an implementation plan for the other recommendations included in the DPO Appeal Panel Analysis Report, which include process and guidance updates and extent of condition evaluations, (see pages 255-256 of case file).

The EDO commended the DPO submitters' willingness to raise concerns through the DPO process which is consistent with our organizational values of Openness and Commitment.

The publicly available DPO case file can be located at Agencywide Documents Access and Management System (ADAMS) Accession No. [ML23263A639](#).

**Office of the Secretary
Items of Interest
Week Ending September 22, 2023**

Document Released to Public	Date of Document	Subject
Decision Documents		
1. Commission Voting Record SECY-23-0075	09/19/23	Wyoming's Proposal to Amend the Existing Agreement to Regulate the Processing of Source Material to Extract Mineral Resources Other Than the Uranium or Thorium Content
2. Staff Requirements Memorandum SECY-23-0075	09/19/23	Wyoming's Proposal to Amend the Existing Agreement to Regulate the Processing of Source Material to Extract Mineral Resources Other Than the Uranium or Thorium Content
Information		
1. SECY-23-0081	09/18/23	Weekly Information Report Week Ending September 8, 2023
2. None		
Memoranda		
1. None		

Commission Correspondence

None.

Federal Register Notices Issued

None.