



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

January 8, 2024

Mr. Clyde Estes, Chairman
Lower Brule Sioux Tribe
of the Lower Brule Reservation, South Dakota
187 Oyate Circle
Lower Brule, SD 57548

SUBJECT: TRIBAL NOTIFICATION OF THE WESTERN NUCLEAR INC. LICENSE
TERMINATION AND TRANSFER OF OWNERSHIP

Dear Chairman Clyde Estes,

We are sending you this letter because we identified Lower Brule Sioux Tribe of the Lower Brule Reservation, South Dakota as being potentially interested in the license termination of the Western Nuclear, Inc. (WNI) Split Rock uranium mill tailings disposal site located in Fremont County, Wyoming. In a letter to the Lower Brule Sioux Tribe of the Lower Brule Reservation, South Dakota dated October 30, 2020,¹ the U.S. Nuclear Regulatory Commission (NRC) staff explained the process and review activities for the termination of the license by the State of Wyoming and transfer of the site to the U.S. Department of Energy (DOE) for the long-term care and maintenance. By the letter dated December 8, 2020,² the staff informed the Lower Brule Sioux Tribe of the Lower Brule Reservation, South Dakota that a finding of no effects determination was appropriate under Section 106 of the National Historic Preservation Act. Additionally, by the letter dated September 23, 2021,³ the Lower Brule Sioux Tribe of the Lower Brule Reservation, South Dakota was notified that the NRC staff completed its review of the Wyoming Department of Environmental Quality Completion Review Report and found that the license termination activities at the WNI site met all applicable standards and requirements for the protection of public health, safety, and environment.⁴

The purpose of this letter is to inform the Lower Brule Sioux Tribe of the Lower Brule Reservation, South Dakota that the NRC accepted the Long-Term Surveillance Plan (LTSP) for the Split Rock disposal site.⁵ Acceptance of this LTSP established the DOE as the long-term custodian and caretaker of the Split Rock site under the general license specified in Section 40.28 of Title 10 of the *Code of Federal Regulations*. The WNI and the U.S. Bureau of Land Management transferred ownership of land at the Split Rock site to the DOE. The State of Wyoming terminated WNI's Source Material License No. WYSUA-0056 for the Split Rock site on October 31, 2023.⁶ The NRC found these actions complete for all requirements under the Uranium Mill Tailings Radiation Control Act of 1978, as amended for the termination of the WNI license and transference of the Split Rock site to DOE for long-term care.

¹ Agencywide Document Access and Management System (ADAMS) Accession No. ML20303A205.

² ADAMS Accession No. ML20329A081.

³ ADAMS Accession No. ML21242A129.

⁴ ADAMS Accession No. ML23271A217.

⁵ ADAMS Accession No. ML23271A189.

⁶ ADAMS Accession No. ML23311A036.

Enclosed with this letter is the *Federal Register* notice for license termination and transfer. The notice was published in the *Federal Register* (88 FR 78394) on November 15, 2023, and posted on the Federal e-rulemaking portal <https://www.regulations.gov> under Docket No. NRC-2023-0076.

If you have any questions, please contact Mr. Tom Lancaster at 301-415-6563 or via email at thomas.lancaster@nrc.gov.

Thank you for your assistance.

Sincerely,



Signed by Morgan, Nadiyah
on 01/08/24

Nadiyah Morgan
Tribal Liaison Program Manager
Division of Materials Safety, Security,
State and Tribal Programs
Office of Nuclear Material Safety
and Safeguards

Docket No. 40-1162

Enclosure:
Federal Register Notice

WESTERN NUCLEAR INC. – LICENSE TERMINATION AND TRANSFER OF OWNERSHIP DATE January 9, 2024

DISTRIBUTION:

TLancaster, NMSS/DUWP/URMDB

NMorgan, NMSS/MSST

JCaverly, NMSS/REFS/ERMB

RVonTill, NMSS/DUWP/URMDB

RAlexander, R-IV/DRS/RCB

ADAMS Accession No.: ML23362A085; Ltr ML23362A095

OFFICE	NMSS/DUWP/URMDB	NMSS/DUWP/URMDB	NMSS/MSST	
NAME	TLancaster TL	RVonTill RV	NMorgan NM	
DATE	Dec 18, 2023	Dec 21, 2023	Jan 8, 2024	

OFFICIAL RECORD COPY

SUMMARY: The United States Copyright Office is extending the deadline to submit reply comments in connection with a study of the copyright law and policy issues raised by artificial intelligence systems.

DATES: Written reply comments are due no later than 11:59 p.m. Eastern Time on Wednesday, December 6, 2023.

ADDRESSES: For reasons of governmental efficiency, the Copyright Office is using the *regulations.gov* system for the submission and posting of public comments in this proceeding. All comments should be submitted electronically through *regulations.gov*. Specific instructions for submitting comments are available on the Copyright Office website at <https://copyright.gov/policy/artificial-intelligence>. If electronic submission is not feasible, please contact the Office using the contact information below for special instructions.

FOR FURTHER INFORMATION CONTACT: Rhea Efthimiadis, Assistant to the General Counsel, by email at meft@copyright.gov or telephone at 202-707-8350.

SUPPLEMENTARY INFORMATION: On August 30, 2023, the U.S. Copyright Office issued a notice of inquiry seeking comments from the public on several questions about the copyright law and policy issues raised by artificial intelligence systems. The notice set a deadline for initial comments on October 18, 2023 and for reply comments on November 15, 2023.¹ On September 21, 2023, these deadlines were extended to October 30, 2023 and November 29, 2023, respectively.²

To ensure that members of the public have sufficient time to prepare responses to the Office's questions and submitted comments, and to ensure that the Office can proceed on a timely basis with its inquiry of the issues identified in its notice with the benefit of a complete record, the Office is extending the deadline for reply comments. Reply comments will be due by 11:59 p.m. Eastern Time on December 6, 2023.

Dated: November 8, 2023.

Suzanne V. Wilson,
General Counsel and Associate Register of Copyrights.

[FR Doc. 2023-25128 Filed 11-14-23; 8:45 am]

BILLING CODE 1410-30-P

NATIONAL CREDIT UNION ADMINISTRATION

Sunshine Act Meetings

TIME AND DATE: 10:00 a.m., Thursday, November 16, 2023.

PLACE: Board Room, 7th Floor, Room 7B 1775 Duke Street (All visitors must use Diagonal Road Entrance), Alexandria, VA 22314-3428.

STATUS: Open.

MATTERS TO BE CONSIDERED:

1. Board Briefing, Share Insurance Fund Quarterly Report.
2. NCUA Rules and Regulations, Charitable Donation Accounts.

RECESS: 12:00 p.m.

TIME AND DATE: 2:00 p.m., Thursday, November 16, 2023.

PLACE: NCUA Event Center, Lobby, 1775 Duke Street (All visitors must use Diagonal Road Entrance), Alexandria, VA 22314-3428.

STATUS: Open.

MATTER TO BE CONSIDERED:

1. Board Briefing, NCUA's 2024-2025 Budget.

CONTACT PERSON FOR MORE INFORMATION: Melane Conyers-Ausbrooks, Secretary of the Board, Telephone: 703-518-6304.

Melane Conyers-Ausbrooks,
Secretary of the Board.

[FR Doc. 2023-25286 Filed 11-13-23; 11:15 am]

BILLING CODE 7535-01-P

NATIONAL SCIENCE FOUNDATION

Sunshine Act Meetings

The National Science Board hereby gives notice of the scheduling of a teleconference of the National Science Board/National Science Foundation Commission on Merit Review (MRX) for the transaction of National Science Board business pursuant to the NSF Act and the Government in the Sunshine Act.

TIME AND DATE: Wednesday, November 15, 2023, from 10:30-11:30 a.m. EST.

PLACE: This meeting will be via videoconference through the National Science Foundation, 2415 Eisenhower Avenue, Alexandria, VA 22314.

STATUS: Closed.

MATTERS TO BE CONSIDERED: The agenda is: Committee Chair's opening remarks regarding the agenda; Discussion of data collection workplan to obtain information that informs MRX recommendations and suggestions for the National Science Foundation; and Closing remarks.

CONTACT PERSON FOR MORE INFORMATION: Point of contact for this meeting is:

Chris Blair, cblair@nsf.gov, 703/292-7000. Meeting information and updates may be found at www.nsf.gov/nsb.

Ann E. Bushmiller,

Senior Counsel to the National Science Board Office.

[FR Doc. 2023-25287 Filed 11-13-23; 11:15 am]

BILLING CODE 7555-01-P

NUCLEAR REGULATORY COMMISSION

[Docket No. 40-1162; NRC-2023-0076]

Western Nuclear, Inc.; Split Rock Site

AGENCY: Nuclear Regulatory Commission.

ACTION: License termination and transfer; issuance.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is noticing the establishment of the U.S. Department of Energy (DOE) as the long-term custodian of the Split Rock site and the transfer of the Split Rock site to DOE, under the general license provisions of NRC's regulations. The NRC also notices the termination of Western Nuclear, Inc.'s (WNI) Wyoming Source Material License No. WYSUA-0056 for the Split Rock uranium mill tailings site in Jeffrey City, Wyoming.

DATES: The license termination of Wyoming Source Material License No. WYSUA-0056 occurred on October 31, 2023. The transfer of the Split Rock site to DOE is effective November 7, 2023.

ADDRESSES: Please refer to Docket ID NRC-2023-0076 when contacting the NRC about the availability of information regarding this document. You may obtain publicly available information related to this document using any of the following methods:

- **Federal Rulemaking Website:** Go to <https://www.regulations.gov> and search for Docket ID NRC-2023-0076. Address questions about Docket IDs in *Regulations.gov* to Stacy Schumann; telephone: 301-415-0624; email: Stacy.Schumann@nrc.gov. For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- **NRC's Agencywide Documents Access and Management System (ADAMS):** You may obtain publicly available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, at

¹ 88 FR 59942 (Aug. 30, 2023).

² 88 FR 65205 (Sept. 21, 2023).

301-415-4737, or by email to PDR.Resource@nrc.gov. For the convenience of the reader, instructions about obtaining materials referenced in this document are provided in the "Availability of Documents" section.

• *NRC's PDR*: The PDR, where you may examine and order copies of publicly available documents, is open by appointment. To make an appointment to visit the PDR, please send an email to PDR.Resource@nrc.gov or call 1-800-397-4209 or 301-415-4737, between 8 a.m. and 4 p.m. eastern time (ET), Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Tom Lancaster, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-6563; email: Thomas.Lancaster@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Background

The Split Rock site is approximately 2 miles northeast of Jeffrey City, Wyoming, in southeastern Fremont County. The Split Rock site is regulated under title II of the Uranium Mill Tailings Radiation Control Act of 1978

(title 42 *United States Code* section 7901 [42 U.S.C. 7901]).

II. Discussion

On October 30, 2023, the NRC concurred with the State of Wyoming's determination that applicable standards and requirements for the protection of public health, safety and the environment had been met for the WNI Split Rock uranium mill tailings disposal site. WNI and the U.S. Bureau of Land Management transferred ownership of land at the Split Rock site to the DOE, as required by part 40 of title 10 of the *Code of Federal Regulations* (10 CFR), appendix A, criterion 11, prior to termination of WNI's Source Material License by the State of Wyoming. By letter dated August 11, 2023, the DOE submitted the final Long-Term Surveillance Plan (LTSP) for the Split Rock disposal site for review and acceptance by the NRC. The NRC staff completed its technical review of the LTSP and determined that the LTSP satisfies the long-term surveillance requirements in 10 CFR part 40, appendix A, criterion 12, and 10 CFR 40.28, for the Split Rock tailings disposal site. Additionally, the NRC prepared an environmental assessment (EA) for this LTSP in accordance with

its regulations. Based on the EA, the NRC has concluded that a finding of no significant impact (FONSI) is appropriate. The FONSI was noticed in the **Federal Register** on October 30, 2023 (88 FR 74211).

III. Notice of Approval

Accordingly, notice is hereby given that the NRC has accepted the LTSP for the Split Rock site. As documented in NRC's letter dated November 7, 2023, acceptance of this LTSP established the DOE as the long-term custodian and caretaker of the Split Rock site under the general license specified in 10 CFR 40.28. The State of Wyoming terminated WNI's Source Material License No. WYSUA-0056 for the Split Rock site on October 31, 2023, and notified WNI by letter dated October 31, 2023. The NRC finds these actions complete all requirements for closure of the Split Rock site under the Uranium Mill Tailings Radiation Control Act of 1978, as amended.

IV. Availability of Documents

The documents identified in the following table are available to interested persons through one or more of the following methods, as indicated.

Document description	ADAMS accession No.
Letter dated October 30, 2023, from B. VonTill, NRC, to B. O'Brien, Wyoming Department of Environmental Quality, regarding NRC concurrence of meeting all applicable standards for the WNI Minerals Corporation Split Rock Uranium Mill Tailings Disposal Site.	ML23271A217.
Letter dated August 11, 2023, from N. Keller, DOE, to T. Lancaster, NRC, submitting the final Long-Term Surveillance Plan for the Split Rock Disposal Site, Jeffrey City, Wyoming.	ML23223A152 (Package).
Letter dated November 7, 2023, from B. VonTill, NRC, to J. Glascock, DOE, regarding acceptance of the Long-Term Surveillance Plan for the WNI Minerals Corporation Split Rock Uranium Mill Tailings Disposal Site.	ML23271A189 (Package).
Letter dated October 31, 2023, from K. Wendtland and T. Parfitt, Wyoming Department of Environmental Quality, to L. Corte, WNI, regarding termination of WNI's Source Material License No. WYSUA-0056.	ML23311A036.

Dated: November 9, 2023.

For the Nuclear Regulatory Commission.

Marc S. Ferdas,

Acting Deputy Director, Division of Decommissioning, Uranium Recovery and Waste Programs, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 2023-25213 Filed 11-14-23; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-275 and 50-323; NRC-2022-0094]

Pacific Gas and Electric Company; Diablo Canyon Nuclear Power Plant, Units 1 and 2

AGENCY: Nuclear Regulatory Commission.

ACTION: License amendment application; withdrawal by applicant.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) has granted the request of Pacific Gas and Electric Company (the licensee) to withdraw its application dated February 16, 2022, as supplemented by letters dated June 20, 2022, September 8, 2022, and April 4, 2023, for proposed amendments to Facility Operating License Nos. DPR-80 and DPR-82, issued to the licensee for operation of the Diablo Canyon Nuclear Power Plant, Units 1 and 2, located in San Luis Obispo County, California. The proposed amendments would have permitted alternative security measures for the implementation of an early warning system.

DATES: This document was published in the **Federal Register** on November 15, 2023.

ADDRESSES: Please refer to Docket ID NRC-2022-0094 when contacting the NRC about the availability of information regarding this document. You may obtain publicly available information related to this document using any of the following methods:

• *Federal Rulemaking website:* Go to <https://www.regulations.gov> and search for Docket ID NRC-2022-0094. Address questions about Docket IDs in *Regulations.gov* to Stacy Schumann; telephone: 301-415-0624; email: Stacy.Schumann@nrc.gov. For technical questions, contact the individual listed in the "For Further Information Contact" section of this document.

• *NRC's Agencywide Documents Access and Management System*