



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION III
2056 WESTINGS AVENUE, SUITE 400
NAPERVILLE, IL 60563-2657

June 18, 2025

Duane D. Holloway
Senior Vice President, General Counsel
And Chief Ethics & Compliance Officer
United States Steel Corporation (U.S. Steel)
600 Grant Street, Suite 6100
Pittsburgh, PA 15219-2800
03029318, 03036022, 03004891
13-23600-01, 13-26104-03, and 21-10459-01

**SUBJECT: UNITED STATES STEEL CORPORATION (U.S. STEEL) REQUEST FOR
WRITTEN CONSENT TO INDIRECT LICENSE TRANSFER**

By letter dated July 2, 2024 (Agencywide Documents Access and Management System (ADAMS) Accession Number ML24185A075) and confirmatory email dated June 17, 2025 (ADAMS Accession Number ML25169A164 United States Steel Corporation (U.S. Steel)) submitted to the U.S. Nuclear Regulatory Commission (NRC) a request for written consent to an indirect transfer of control of NRC Materials License nos. 13-23600-01, 13-26104-03, and 21-10459-01. In accordance with Section 184 of the Atomic Energy Act of 1954, as amended (AEA), and 10 CFR 30.34, the NRC consents to the transfer.

United States Steel Corporation (U.S. Steel) is authorized by the NRC for the possession and use of byproduct material under Part 30. By letter dated July 2, 2024, United States Steel Corporation (U.S. Steel) requested written consent to the indirect transfer of control of its licenses from the NRC. Because the licenses were issued under 10 CFR Part 30, "Rules of General Applicability to Domestic Licensing of Byproduct Material," the NRC must find that the transfer is in accordance with the provisions of the AEA and, if so, must give its consent in writing prior to the transfer, in accordance with Section 184 of the AEA and 10 CFR 30.34(b). Additionally, the NRC staff reviewed the indirect transfer of control request using the guidance in NUREG-1556, Volume 15, Revision 1, "Consolidated Guidance About Materials Licenses – Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source, or Special Nuclear Materials Licenses," dated June 2016.

10 CFR 30.34(b) states:

- (1) No license issued or granted pursuant to the regulations in parts 30 through 36, and 39 nor any right under a license shall be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person, unless the Commission shall, after securing full information, find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing.
- (2) An application for transfer of license must include:

- (i) The identity, technical and financial qualifications of the proposed transferee; and
- (ii) Financial assurance for decommissioning information required by 10 CFR 30.35.

As described in ADAMS package accession number ML24185A075, the indirect transfer of control will result from a merger (the Transaction) with and into U. S. Steel, with U. S. Steel surviving the merger as a wholly owned subsidiary of Nippon Steel North America, Inc. (NSNA), with Nippon Steel Corporation (NSC) ultimately controlling NSNA. Current U. S. Steel employees responsible for licensed materials and activities will continue to be responsible for such materials and activities after the closing of the Transaction. Accordingly, U. S. Steel will remain technically qualified as the licensee and will continue to fulfill all responsibilities as the licensee. No changes in operating organizations, locations, facilities, equipment, or procedures associated with the licensed activities are currently anticipated as a result of the Transaction. Further, there are currently no anticipated changes in the use, possession, locations, or storage of licensed materials. Licensed activities of U. S. Steel will continue in their current form without interruption following the Transaction. U. S. Steel will inform the NRC if it anticipates any changes as a result of the Transaction. The NRC staff finds that the licensee request adequately provides a complete and clear description of the proposed transaction, consistent with 10 CFR 30.34(b) and Chapter 5 and Appendix E of NUREG-1556, Vol. 15, Rev. 1. The sufficiency of the description is evaluated below.

The request for an indirect transfer of ownership was posted for public comment on the NRC website for 30 days in accordance with 10 CFR Part 2, Subpart M and as described in NRC's Regulatory Issue Summary 2014-08, Revision 1. No comments were received from members of the public.

In the request for an indirect transfer of ownership, United States Steel Corporation (U.S. Steel) provided information regarding its current decommissioning funding plans. Based on the information provided, United States Steel Corporation (U.S. Steel) is not required to have financial assurance for decommissioning because of the types and amount of material authorized in its licenses. The NRC staff finds that the licensee's request adequately provided information for financial assurance for decommissioning, consistent with 10 CFR 30.34(b) and Chapter 5 and Appendix E of NUREG-1556, Vol. 15, Rev. 1.

Further, the NRC conducted inspections of United States Steel Corporation (U.S. Steel) on 08/10/2022, 02/27/2023, and 02/25/2022 at 6300 US Highway 12,1 North Broadway MS 91E-2, and No.1 Quality Drive, respectively. The NRC identified no violations.

Additionally, as described in its request, Nippon Steel North America, Inc. (NSNA) commits that it:

- A. will not change the personnel involved in licensed activities;
- B. will not change the locations, facilities, and equipment authorized in the NRC licenses;
- C. will not change the organization's name listed in the NRC licenses;
- D. will not change the licensee's facilities and equipment;
- E. will not change procedures;
- F. will not change the organizational or operation structure; and
- G. will inform the NRC of anticipated changes resulting from the indirect transfer.

Based on these commitments, the NRC staff finds that the licensee's request adequately documents the constraints, license conditions, requirements, representations, and commitments made by the transferee, consistent with 10 CFR 30.34(b) and Chapter 5 and Appendix E of NUREG-1556, Vol. 15, Rev. 1.

Nippon Steel North America, Inc. (NSNA) is a U.S. based subsidiary of Nippon Steel Corporation that manufactures steel and steel products and conducts research and development. NSNA is acquiring U.S. Steel, that also specializes in steel manufacturing and is therefore requesting an authorization for activities within the scope of existing operations. NSNA maintains numerous radioactive and nonradioactive licenses and permits, through its subsidiaries, including registration no. 50-59836 for Standard Steel, LLC. from the Commonwealth of Pennsylvania's Department of Environmental Radiation Protection Program and an NRC General License No. GL-59498-29. The NRC staff verified that the NSNA subsidiary, Standard Steel, LLC, was inspected in 2016 and in 2022 by the Commonwealth of Pennsylvania. The NRC staff used the guidance provided by the NRC's Office of Nuclear Material Safety and Safeguards' "Checklist to provide a basis for confidence that radioactive materials will be used as specified on the application," January 29, 2019, revision. The purpose of this checklist is for the NRC to obtain reasonable assurance from new license applicants or NRC licensees transferring control of licensed activities that the licensed material will be used for its intended purpose and not for malevolent use. Therefore, for security purposes, Nippon Steel North America, Inc. (NSNA) is considered a known entity because NSNA, through its subsidiaries, holds numerous licenses and registrations, including NRC General License No. GL-59498-29 and registration no. 50-59836, and has been inspected by the applicable regulatory authority in the past.

An environmental assessment for this action is not required because this action is categorically excluded under 10 CFR 51.22(c)(21).

The staff has reviewed the request for an indirect transfer of control of NRC License nos. 13-23600-01, 13-26104-03, and 21-10459-01. The NRC staff finds that the indirect transfer of control is in accordance with Section 184 of the AEA and 10 CFR 30.34(b) and consents to the transfer. Please note that you will need to notify us promptly, in writing, after the transaction has been finalized and include a signed copy of the sales agreement confirming completion of the transaction. If this planned sale has not been consummated within 30 days of the date of this letter, please notify us in writing.

Future changes in the licensee's name, licensed use, licensed materials, licensed location, persons responsible for licensed material, or other changes to the corporate organizational structure require submission of a request to amend the licenses or a request to transfer the licenses. NRC approval must be received prior to implementation of any such proposed change.

In accordance with 10 CFR 2.390, a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC website at <https://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this letter, please contact Gianna Porro at 630-829-9838 or via electronic mail at gianna.porro@nrc.gov.

Sincerely,

Gianna Porro, Health Physicist
Materials Licensing Branch
Division of Radiological Safety and Security
Region III