



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

August 7, 2026

SECRETARY

IN RESPONSE, PLEASE
REFER TO: M260807

MEMORANDUM FOR: Catherine E. Kanatas, Director
Office of Commission Appellate Adjudication

Michael F. King
Executive Director for Operations

FROM: Jody C. Martin, Secretary

SUBJECT: STAFF REQUIREMENTS – AFFIRMATION SESSION, 2:00 P.M.,
FRIDAY, AUGUST 7, 2026, VIA PUBLIC TELECONFERENCE

I. SECY-26-0069 – DIRECT FINAL RULE [DFR-5] - NRC MODERNIZATION: FEDERAL ADVISORY COMMITTEE ACT ALIGNMENT, ACCESS, AND SECURITY (RIN 3150-AL46)

The Commission is being asked to act on a direct final rule and companion proposed rule amending regulations in Title 10 of the *Code of Federal Regulations* parts 2, 7, and 10 to streamline procedural requirements, align with Committee Management Secretariat Federal Advisory Committee Act standards, and update national security eligibility criteria.

The Commission has voted to approve the publication of this direct final rule and companion proposed rule. The Commission has also certified, under the Regulatory Flexibility Act, that this rule will not have significant economic impact on a substantial number of small entities.

The staff should clarify its guidance for determining which petitions for rulemaking receive comment under 10 CFR 2.803(g).

II. SECY-26-0083 - LONG MOTT ENERGY, LLC (LONG MOTT GENERATING STATION): APPEAL OF LBP-26-1 (RULING ON INTERVENTION PETITION)

The Commission is being asked to act on a Memorandum and Order addressing Long Mott Energy, LLC's (LME) interlocutory appeal of the Atomic Safety and Licensing Board's (Board) decision in LBP-26-1, in which the Board determined that San Antonio Bay Estuarine Waterkeeper had standing to intervene in this Part 50 construction permit proceeding and admitted two contentions.

The Commission has voted to approve a Memorandum and Order that dismisses LME's appeal of LBP-26-1 as moot and declines to review the Board's standing determination.

(Subsequently, on August 7, 2026, the Secretary signed the Memorandum and Order.)

III. SECY-26-0085 - DRAFT NOTICE AND ORDER FOR ORANO ENRICHMENT USA LLC, PROJECT IKE ENRICHMENT FACILITY

The Commission is being asked to act on a draft hearing notice and Order in response to an application submitted by Orano Enrichment USA LLC for a license to receive, acquire, possess, and transfer byproduct, source, and special nuclear material for the purpose of constructing and operating a uranium enrichment facility.

The Commission has voted to approve the proposed notice and Order.

(Subsequently, on August 7, 2026, the Secretary signed the FRN and Order.)

Enclosures:

1. *Federal Register* notice for Direct Final Rule [DFR-5] - NRC Modernization: Federal Advisory Committee Act Alignment, Access, and Security (RIN 3150-AL46)
2. *Federal Register* notice for Companion Proposed Rule [DFR-5] - NRC Modernization: Federal Advisory Committee Act Alignment, Access, and Security (RIN 3150-AL46)
3. Approved Additional Commissioner Comments on SECY-26-0083 (non-public)
4. Approved Additional Commissioner Comments on SECY-26-0085 (non-public)

cc: Chairman Nieh
Commissioner Wright
Commissioner Crowell
Commissioner Marzano
Commissioner Weaver
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