



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

October 22, 2026

IN RESPONSE, PLEASE  
REFER TO: M261022A

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

Michael F. King  
Executive Director for Operations

FROM: Jody C. Martin, Secretary JODY  
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JODY MARTIN  
Date: 2026.10.22  
12:25:10 -04'00'

SUBJECT: STAFF REQUIREMENTS – AFFIRMATION SESSION, 11:45  
A.M., THURSDAY, OCTOBER 22, 2026, VIA PUBLIC  
TELECONFERENCE

I. SECY-26-0099 – FINAL RULE [W1-4]: NRC REVIEWS OF REACTOR DESIGNS  
PREVIOUSLY AUTHORIZED BY U.S. DEPARTMENT OF ENERGY OR  
DEPARTMENT OF WAR (RIN 3150-AL60)

The Commission is being asked to act on a final rule that would facilitate direct leveraging of prior U.S. Department of Energy (DOE) or Department of War (DOW) authorizations of demonstration reactors into the NRC's licensing reviews of commercial reactor facility applications that reference those designs.

The Commission has voted to approve the publication and implementation of the final 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 work expeditiously with DOE and DOW to develop sufficiently detailed guidance that explains the types of information and prior determinations that may be leveraged, the considerations relevant to determining their applicability to NRC requirements and the basis on which the NRC will determine the appropriate extent of reliance.

The guidance document should be developed on a schedule that supports early movers as much as possible, recognizing that further refinements to the guidance will be achieved as the NRC learns more from the DOE reactor pilot project activities.

The agency should maintain a scaled-down, but purposeful, program for NRC staff detailees at DOE and DOD as resources allow.

II. SECY-26-0120 – GLOBAL LASER ENRICHMENT, LLC (PADUCAH LASER ENRICHMENT FACILITY); APPEAL OF LBP-26-7 (DENIAL OF PETITION TO INTERVENE AND REQUEST FOR HEARING)

The Commission is being asked to act on a Memorandum and Order addressing an appeal submitted by the Kentucky Resources Council, Inc. (KRC). In its appeal, KRC challenges the Atomic Safety and Licensing Board's decision in LBP-26-7, in which the Board denied KRC's petition to intervene and request for hearing.

The Commission has voted to approve a Memorandum and Order that affirms the Board's decision in LBP-26-7 to deny KRC's hearing request.

(Subsequently, on October 22, 2026, the Secretary signed the Memorandum and Order.)

Enclosure:

*Federal Register* notice

cc: Chairman Nieh  
Commissioner Wright  
Commissioner Crowell  
Commissioner Marzano  
Commissioner Weaver  
EDO  
OGC  
CFO  
OCAA  
OCA  
OIG  
OPA  
ODs, RAs, ACRS, ASLBP  
PDR