

quantities of special nuclear material or source material, and licensees of facilities on the U.S. Eligible Facilities List who have been notified in writing by the NRC that they are subject to Part 50 of Title 10 of the *Code of Federal Regulations* (10 CFR).

5. *The number of annual respondents:* 15.

6. *The number of hours needed annually to complete the requirement or request:* 113.

7. *Abstract:* Licensees affected by Part 75 and related sections of Parts 40, 50, 70, and 150 are required to submit DOE/NRC Form 740M to inform the U.S. or the IAEA of any qualifying statement or exception to any of the data contained in any of the other reporting forms required under the U.S.—IAEA Safeguards Agreement. The use of the Form 740M enables the NRC to collect, retrieve, analyze, and submit the data to IAEA to fulfill its reporting responsibilities.

Submit, by February 25, 2014, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?

2. Is the burden estimate accurate?

3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection be minimized, including the use of automated collection techniques or other forms of information technology?

The public may examine and have copied for a fee publicly available documents, including the draft supporting statement, at the NRC's Public Document Room, Room O-1F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. The OMB clearance requests are available at the NRC's Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/>.

The document will be available on the NRC home page site for 60 days after the signature date of this notice. Comments submitted in writing or in electronic form will be made available for public inspection. Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want to be publicly disclosed.

Comments submitted should reference Docket No. NRC-2013-0166. You may submit your comments by any of the following methods: Electronic comments: Go to <http://www.regulations.gov> and search for Docket No. NRC-2013-0166. Mail

comments to the NRC Clearance Officer, Tremaine Donnell (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Questions about the information collection requirements may be directed to the NRC Clearance Officer, Tremaine Donnell (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, by telephone at 301-415-6258, or by email to [INFOCOLLECTS.Resource@NRC.GOV](mailto:INFOCOLLECTS.Resource@NRC.GOV).

Dated at Rockville, Maryland, this 19th day of December, 2013.

For the Nuclear Regulatory Commission.

**Tremaine Donnell,**

*NRC Clearance Officer, Office of Information Services.*

[FR Doc. 2013-31029 Filed 12-26-13; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. NRC-2013-0270]

### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of pending NRC action to submit an information collection request to the Office of Management and Budget (OMB) and solicitation of public comment.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) invites public comment about our intention to request the OMB's approval for renewal of an existing information collection that is summarized below. We are required to publish this notice in the **Federal Register** under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35).

Information pertaining to the requirement to be submitted:

1. *The title of the information collection:* Comprehensive

Decommissioning Program, Including Annual Data Collection.

2. *Current OMB approval number:* 3150-0206.

3. *How often the collection is required:* Annually.

4. *Who is required or asked to report:* All Agreement States who have signed Section 274(b) Agreements with the NRC.

5. *The number of annual respondents:* 37 (14 Agreement States respondents with sites of interest + 23 Agreement States respondents with no sites of interest).

6. *The number of hours needed annually to complete the requirement or*

*request:* 469 (400 hours from Agreement States with sites of interest + 69 hours from Agreement States with no sites of interest).

7. *Abstract:* Agreement States will be asked to provide information about uranium recovery and complex sites undergoing decommissioning regulated by the Agreement States on an annual basis. The information request will allow the NRC to compile, in a centralized location, more complete information on the status of decommissioning and decontamination in the United States in order to provide a national perspective on decommissioning. The information will be made available to the public by the NRC in order to ensure openness and promote communication to enhance public knowledge of the national decommissioning program. This does not apply to information, such as trade secrets and commercial or financial information provided by the Agreement States, that is considered privileged or confidential. Information such as financial assurance and the status of decommissioning funding would need to be identified by the Agreement State as privileged or confidential, whereupon the NRC would withhold such information from public access and treat it as sensitive or non-sensitive, per the considerations in 10 CFR 2.390 and 9.17. This does not apply to financial assurance or decommissioning funding information that is already available to the public. Although specific details of the funding mechanisms are treated as confidential, beneficial lessons learned regarding the improvement of decommissioning-related funding will be shared with the Agreement States.

Submit, by February 25, 2014, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?

2. Is the burden estimate accurate?

3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection be minimized, including the use of automated collection techniques or other forms of information technology?

The public may examine and have copied for a fee publicly available documents, including the draft supporting statement, at the NRC's Public Document Room, Room O-1F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. The OMB clearance requests are available at

the NRC's Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/>. The document will be available on the NRC's home page site for 60 days after the signature date of this notice.

Comments submitted in writing or in electronic form will be made available for public inspection. Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want to be publicly disclosed. Comments submitted should reference Docket No. NRC-2013-0270. You may submit your comments by any of the following methods: Electronic comments go to <http://www.regulations.gov> and search for Docket No. NRC-2013-0270. Mail comments to the NRC Clearance Officer, Tremaine Donnell (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Questions about the information collection requirements may be directed to the NRC Clearance Officer, Tremaine Donnell (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone at 301-415-6258, or by email to [INFOCOLLECTS.Resource@NRC.GOV](mailto:INFOCOLLECTS.Resource@NRC.GOV).

Dated at Rockville, Maryland, this 20th day of December, 2013.

For the Nuclear Regulatory Commission.

**Tremaine Donnell,**

*NRC Clearance Officer, Office of Information Services.*

[FR Doc. 2013-31028 Filed 12-26-13; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-295 and 50-304; NRC-2011-0145]

### Zion Solutions, LLC; Zion Nuclear Power Station, Units 1 and 2; Exemption From Certain Physical Security Requirements 1.0 Background

Zion Nuclear Power Station (ZNPS) Units 1 and 2 were permanently shut down in February 1998, for economic reasons. On February 13, 1998, ComEd, the licensee at that time, submitted a letter certifying the permanent cessation of operations at ZNPS, Units 1 and 2. On March 9, 1998, ComEd submitted a letter certifying the permanent removal of fuel from the reactor vessels at ZNPS. Pursuant to Title 10, *Code of Federal Regulations* (10 CFR) 50.82(a)(2), upon docketing of the certification for permanent cessation of operations and permanent removal of fuel from the

reactor vessels, the 10 CFR part 50 license no longer authorizes operation of the reactor or emplacement or retention of fuel into the reactor vessel. Subsequently ZNPS was placed in SAFSTOR. SAFSTOR is an NRC approved method of decommissioning a nuclear facility where the nuclear facility is placed and maintained in such condition that the nuclear facility can be safely stored and subsequently decontaminated to safe levels. All irradiated fuel is currently stored in the spent fuel pool at ZNPS. In September 2010, ownership of the permanently shut down facility and responsibility for its decommissioning was transferred to ZionSolutions (ZS), a subsidiary of EnergySolutions. ZS was established solely for the purpose of acquiring and decommissioning the ZNPS for release for unrestricted use, while transferring the spent nuclear fuel and Greater-Than-Class C (GTCC) radioactive waste to the ZNPS Independent Spent Fuel Storage Installation (ISFSI). As part of the process ZS revised the ZNPS Physical Security Plan (PSP) for the protection of the nuclear material while in transit to, and while stored in, the ISFSI.

On December 2, 2010, ZNPS submitted a letter to the NRC (Document contains sensitive security related information and is not publically available) regarding compliance with the new physical security requirements in 10 CFR 73.55. The December 2, 2010, letter included exemption requests for portions of 10 CFR 73.55 which ZNPS believed no longer applied to their facility due to their permanently shut-down and defueled condition. On November 10, 2011, the NRC issued a letter to ZNPS (Agencywide Documents Access Management System (ADAMS) Accession Number ML112010331) providing the Commission's determination regarding the exemptions which ZNPS requested. During the technical review of the ZNPS exemption request, staff completed a Safety Evaluation Report (SER) (Document contains sensitive security related information and is not publically available). The staff concluded that exemptions from the following provisions should be granted: 10 CFR 73.55(c)(5); 10 CFR 73.55(h)(3)(ii); 10 CFR 73.55(i)(4)(i); 10 CFR 73.55(i)(4)(ii)(G); 10 CFR 73.55(k)(5)(ii); 10 CFR 73.55(k)(5)(iii); 10 CFR 73.55(n)(i); 10 CFR 73.55(n)(ii); 10 CFR 73.55(n)(iii); 10 CFR 73.55(p)(1)(i); and 10 CFR 73.55(p)(ii).

### 2.0 Request/Action

Section 50.54(p)(1) of 10 CFR states, "The licensee shall prepare and maintain safeguards contingency plan

procedures in accordance with Appendix C of part 73 of this chapter for affecting the actions and decisions contained in the Responsibility Matrix of the safeguards contingency plan."

Part 73 of 10 CFR, "Physical Protection of Plant and Materials," provides, "This part prescribes requirements for the establishment and maintenance of a physical protection system which will have capabilities for the protection of special nuclear material at fixed sites and in transit and of plants in which special nuclear material is used." In section 73.55, entitled "Requirements for physical protection of licensed activities in nuclear power reactors against radiological sabotage," paragraph (b)(1) states, "The licensee shall establish and maintain a physical protection program, to include a security organization, which will have as its objective to provide high assurance that activities involving special nuclear material are not inimical to the common defense and security and do not constitute an unreasonable risk to the public health and safety."

By application dated June 18, 2012 (ADAMS Accession No. ML12179A498), as supplemented by letters dated June 5, 2013 (ADAMS Accession No. ML13157A308) and October 4, 2013 (ADAMS Accession No. ML13283A004), ZS submitted a proposed revision to the ZNPS PSP which included a transfer plan that described the ZNPS plan for moving spent fuel currently in wet spent fuel storage to dry cask storage at the ZNPS ISFSI Facility. ZS also submitted the proposed ZNPS ISFSI PSP. Associated with the submittal of the revised and new PSPs, ZS submitted exemption requests from 10 CFR 73.55(c)(5); 10 CFR 73.55(h)(3)(ii); 10 CFR 73.55(i)(4)(i); 10 CFR 73.55(i)(4)(ii)(G); 10 CFR 73.55(k)(5)(ii); and 10 CFR 73.55(k)(5)(iii) for the ZNPS facility and ISFSI.

### 3.0 Discussion

Pursuant to 10 CFR 73.5, "Specific exemptions," the Commission may grant exemptions from the regulations in this part either at the request of a licensee or on its own initiative as it determines are authorized by law and will not endanger life or property or the common defense and security, and are otherwise in the public interest.

The NRC evaluated the proposed exemptions and documented the review in a Safety Evaluation which contains safeguards information and has been withheld from public disclosure pursuant to 10 CFR 2.390(d)(1).

The NRC determined that the ZNPS ISFSI PSP is adequate, and consistent