

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

[NARA-20-0017; NARA-2020-055]

Records Schedules; Availability and Request for Comments

AGENCY: National Archives and Records Administration (NARA).

ACTION: Notice of availability of proposed records schedules; request for comments.

SUMMARY: The National Archives and Records Administration (NARA) publishes notice of certain Federal agency requests for records disposition authority (records schedules). We publish notice in the **Federal Register** and on *regulations.gov* for records schedules in which agencies propose to dispose of records they no longer need to conduct agency business. We invite public comments on such records schedules.

DATES: NARA must receive comments by September 18, 2020.

ADDRESSES: You may submit comments by either of the following methods. You must cite the control number, which appears on the records schedule in parentheses after the name of the agency that submitted the schedule.

- *Federal eRulemaking Portal:* <http://www.regulations.gov>.

- *Mail:* Records Appraisal and Agency Assistance (ACR); National Archives and Records Administration; 8601 Adelphi Road; College Park, MD 20740-6001.

FOR FURTHER INFORMATION CONTACT: Kimberly Keravuori, Regulatory and External Policy Program Manager, by email at regulation_comments@nara.gov. For information about records schedules, contact Records Management Operations by email at request.schedule@nara.gov, by mail at the address above, or by phone at 301-837-1799.

SUPPLEMENTARY INFORMATION:

Public Comment Procedures

We are publishing notice of records schedules in which agencies propose to dispose of records they no longer need to conduct agency business. We invite public comments on these records schedules, as required by 44 U.S.C. 3303a(a), and list the schedules at the end of this notice by agency and subdivision requesting disposition authority.

In addition, this notice lists the organizational unit(s) accumulating the records or states that the schedule has agency-wide applicability. It also provides the control number assigned to

each schedule, which you will need if you submit comments on that schedule. We have uploaded the records schedules and accompanying appraisal memoranda to the *regulations.gov* docket for this notice as “other” documents. Each records schedule contains a full description of the records at the file unit level as well as their proposed disposition. The appraisal memorandum for the schedule includes information about the records.

We will post comments, including any personal information and attachments, to the public docket unchanged. Because comments are public, you are responsible for ensuring that you do not include any confidential or other information that you or a third party may not wish to be publicly posted. If you want to submit a comment with confidential information or cannot otherwise use the *regulations.gov* portal, you may contact request.schedule@nara.gov for instructions on submitting your comment.

We will consider all comments submitted by the posted deadline and consult as needed with the Federal agency seeking the disposition authority. After considering comments, we will post on *regulations.gov* a “Consolidated Reply” summarizing the comments, responding to them, and noting any changes we have made to the proposed records schedule. We will then send the schedule for final approval by the Archivist of the United States. You may elect at *regulations.gov* to receive updates on the docket, including an alert when we post the Consolidated Reply, whether or not you submit a comment. If you have a question, you can submit it as a comment, and can also submit any concerns or comments you would have to a possible response to the question. We will address these items in consolidated replies along with any other comments submitted on that schedule.

We will post schedules on our website in the Records Control Schedule (RCS) Repository, at <https://www.archives.gov/records-mgmt/rcs>, after the Archivist approves them. The RCS contains all schedules approved since 1973.

Background

Each year, Federal agencies create billions of records. To control this accumulation, agency records managers prepare schedules proposing retention periods for records and submit these schedules for NARA’s approval. Once approved by NARA, records schedules provide mandatory instructions on what

happens to records when no longer needed for current Government business. The records schedules authorize agencies to preserve records of continuing value in the National Archives or to destroy, after a specified period, records lacking continuing administrative, legal, research, or other value. Some schedules are comprehensive and cover all the records of an agency or one of its major subdivisions. Most schedules, however, cover records of only one office or program or a few series of records. Many of these update previously approved schedules, and some include records proposed as permanent.

Agencies may not destroy Federal records without the approval of the Archivist of the United States. The Archivist grants this approval only after thorough consideration of the records’ administrative use by the agency of origin, the rights of the Government and of private people directly affected by the Government’s activities, and whether or not the records have historical or other value. Public review and comment on these records schedules is part of the Archivist’s consideration process.

Schedules Pending

1. Department of Commerce, Bureau of the Census, Ombudsman Records (DAA-0029-2020-0001).

2. Department of Energy, Agency-wide, Financial Management and Reporting Records (DAA-0434-2020-0006).

3. Department of Energy, Agency-wide, Grant and Cooperative Agreement Records (DAA-0434-2020-0007).

4. Department of Energy, Western Area Power Administration, Transmission Infrastructure Program Records (DAA-0201-2020-0002).

5. Department of Energy, Western Area Power Administration, Engineering, Design, and Construction Records (DAA-0201-2020-0003).

6. Department of Energy, Western Area Power Administration, Land Program Records (DAA-0201-2020-0004).

7. Department of Energy, Western Area Power Administration, Legal and Legislative Records (DAA-0201-2020-0005).

8. Department of Homeland Security, U.S. Customs and Border Protection, Internal Investigation Records (DAA-0568-2018-0001).

9. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Rulemaking Records (DAA-0571-2016-0004).

10. Department of Transportation, Pipeline and Hazardous Materials Safety

Administration, Inspection Files (DAA-0571-2020-0008).

11. Department of the Treasury, Treasury Inspector General for Tax Administration, Routine Litigation Case Files (DAA-0056-2018-0012).

12. Department of Veterans Affairs, Veterans Health Administration, Caregiver Records Management Application System (DAA-0015-2020-0001).

13. Department of Veterans Affairs, Veterans Health Administration, Disruptive Behavior System Records (DAA-0015-2020-0002).

14. Federal Communications Commission, Consumer and Governmental Affairs Bureau, Informal Complaints System (DAA-0173-2019-0002).

15. National Science Foundation, Agency-wide, Agreement Files (DAA-0307-2020-0004).

Laurence Brewer,

Chief Records Officer for the U.S. Government.

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NUCLEAR REGULATORY COMMISSION

[Docket No. 50-288; NRC-2020-0075]

In the Matter of Dr. Melinda P. Krahenbuhl, Reed Research Reactor, Portland, Oregon

AGENCY: Nuclear Regulatory Commission.

ACTION: Confirmatory Order; issuance.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is issuing Confirmatory Order (CO) IA-20-040 to Dr. Melinda Krahenbuhl, former Director of the Reed College, Reed Research Reactor, Portland, Oregon, as a result of a successful alternative dispute resolution (ADR) mediation session held on June 22, 2020. The CO confirms commitments agreed to during the ADR mediation, and the NRC is satisfied that the concerns discussed in Order IA-19-035 issued to Dr. Krahenbuhl on March 16, 2020, will be addressed with the issuance of this CO. Accordingly, the NRC is withdrawing the March 16, 2020, Order prohibiting Dr. Krahenbuhl's involvement in NRC-licensed activities for three years and, subject to the satisfactory completion of the additional corrective actions described in Order IA-20-040, the NRC will take no further action concerning the violations discussed in Order IA-19-035. The Order is effective on the date of issuance.

DATES: The Order was issued on July 27, 2020.

ADDRESSES: Please refer to Docket ID NRC-2020-0075 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-2020-0075. Address questions about NRC docket IDs in *Regulations.gov* to Jennifer Borges; telephone: 301-287-9127; email: Jennifer.Borges@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 reference staff at 1-800-397-4209, 301-415-4737, or by email to pdr.resource@nrc.gov. Order IA-19-035, issued to Dr. Krahenbuhl on March 16, 2020, is available in ADAMS under Accession No. ML20064F133 and Order IA-20-040 issued on July 27, 2020, is available in ADAMS under Accession No. ML20195B129.

FOR FURTHER INFORMATION CONTACT: Robert Fretz, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-287-9235, email: Robert.Fretz@nrc.gov.

SUPPLEMENTARY INFORMATION: The text of the Order is attached.

Dated: July 30, 2020.

For the Nuclear Regulatory Commission.

George A. Wilson,
Director, Office of Enforcement.

Attachment—Confirmatory Order United States of America Nuclear Regulatory Commission

In the Matter of Dr. Melinda P. Krahenbuhl IA-20-040

Confirmatory Order Effective Upon Issuance

I.

Dr. Melinda Krahenbuhl is the former Director of the Reed College, Reed Research Reactor (RRR) located in Portland, Oregon. Reed College (Reed) holds Renewed Facility Operating License (FOL) No. R-112 (Docket No. 50-288) issued on April 24, 2012, by the

U.S. Nuclear Regulatory Commission (NRC or Commission) pursuant to Parts 30, 50, and 70 of Title 10 of the *Code of Federal Regulations* (10 CFR). The license authorizes the operation of the RRR in accordance with conditions specified therein.

This Confirmatory Order (CO) is the result of an agreement reached during an Alternative Dispute Resolution (ADR) mediation session conducted on June 22, 2020.

II.

On April 8, 2016, the NRC's Office of Investigations (OI) opened an investigation (OI Case No. 4-2016-022) at Reed to determine whether the RRR Director (Director) willfully documented and submitted to the NRC incomplete or inaccurate information associated with an application for a 10 CFR part 55 reactor operator license. A second investigation (OI Case No. 4-2017-023) at Reed was opened on March 28, 2017, to determine whether the Director willfully provided incomplete or inaccurate information to the NRC regarding an application for a 10 CFR part 55 license (a senior reactor operator license). In a letter dated November 20, 2019 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML20044E056), the NRC notified Dr. Krahenbuhl of the apparent violations identified during the investigations.

On January 10, 2020, the NRC held a predecisional enforcement conference (PEC) with Dr. Krahenbuhl and her representative at its headquarters facility in Rockville, Maryland, to obtain additional information regarding the apparent violations. On March 16, 2020, the NRC issued Order IA-19-035 (ADAMS Accession No. ML20064F133) suspending Dr. Krahenbuhl's senior reactor operator license (License No. SOP-70678-1) issued pursuant to 10 CFR part 55 and prohibiting Dr. Krahenbuhl from any involvement in NRC-licensed activities for a period of 3 years. The Order also provided her the opportunity to request a hearing within 30 days of Order issuance or request ADR mediation with the NRC in an effort to resolve any disputes regarding the violations, appropriate enforcement actions, and appropriate corrective actions.

In response to the Order, Dr. Krahenbuhl requested the use of ADR mediation. On June 22, 2020, the NRC, Dr. Krahenbuhl, and her representatives participated in a virtual ADR session that was mediated by a professional mediator, arranged through Cornell University's Institute on Conflict Resolution. The ADR process is one in