Export license application; opportunity to provide comments, request a hearing, and petition for leave to intervene.

**SUMMARY:** The Nuclear Regulatory Commission (NRC) received and is considering issuing an export license (XW026) requested by EnergySolutions Services Inc. (ESSI). On July 27, 2020, ESSI filed an application with the NRC for a license to export low-level radioactive waste to Mexico. The NRC is providing notice of the opportunity to comment, request a hearing, and petition to intervene on ESSI’s application.

**DATES:** Submit comments by October 8, 2020. Comments received after this date will be considered if it is practical to do so, but the Commission is able to ensure consideration only for comments received before this date. A request for a hearing or petition for leave to intervene must be filed by October 8, 2020.

**ADDRESSES:** You may submit comments by any of the following methods:
questions, contact the individual listed in the FOR FURTHER INFORMATION
CONTACT section of this document.
  • Email comments to: hearing.docket@nrc.gov. If you do not receive an automatic email reply confirming receipt, then contact us at 301–415–1677.
  • Fax comments to: Secretary, U.S. Nuclear Regulatory Commission at 301–415–1101.
  • Mail comments to: Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, ATTN: Rulemakings and Adjudications Staff.

For additional direction on obtaining information and submitting comments, see “Obtaining Information and Submitting Comments” in the SUPPLEMENTARY INFORMATION section of this document.


SUPPLEMENTARY INFORMATION:

I. Obtaining Information and Submitting Comments

A. Obtaining Information

Please refer to NRC–2020–0186 or Docket No. 11006377 when contacting the NRC about the availability of information for this action. You may obtain publicly-available information related to this action by any of the following methods:
  • NRC’s public website: Go to https://www.nrc.gov and search for XW026, Docket No. 11006377, or Docket ID NRC–2020–0186.
  • 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. The export license application from ESSI is available in ADAMS under Accession No. ML20210M325.

B. Submitting Comments

Please include Docket ID NRC–2020–0186 or Docket No. 11006377 in your comment submission. The NRC cautions you not to include identifying or contact information that you do not want to be publicly disclosed in your comment submission. The NRC will post all comment submissions at https://www.regulations.gov as well as enter the comment submissions into ADAMS. The NRC does not routinely edit comment submissions to remove identifying or contact information.

If you are requesting or aggregating comments from other persons for submission to the NRC, then you should inform those persons not to include identifying or contact information that they do not want to be publicly disclosed in their comment submission. Your request should state that the NRC does not routinely edit comment submissions to remove such information before making the comment submissions available to the public or entering the comment into ADAMS.

II. Discussion

On July 27, 2020, NRC received an application from EnergySolutions Services Inc. (ESSI) requesting a specific license (XW026) to export radioactive waste in the form of metals, dry active material, and plastic spent ion exchange resins and liquids to Mexico (ADAMS Accession No. ML20210M325). In accordance with paragraph 110.70(b) of title 10 of the Code of Federal Regulations (10 CFR) the NRC is providing notice of the receipt of the application; providing the opportunity to submit written comments concerning the application; and providing the opportunity to request a hearing or petition for leave to intervene, for a period of 30 days after publication of this notice in the Federal Register. A hearing request or petition for leave to intervene must include the information specified in 10 CFR 110.82(b). Any request for hearing or petition for leave to intervene shall be served by the requestor or petitioner in accordance with 10 CFR 110.89(a), either by delivery, by mail, or filed with the NRC electronically in accordance with the NRC’s E-Filing rule (72 FR 49139; August 28, 2007, as amended at 77 FR 46562; August 3, 2012). Detailed guidance on making electronic submissions may be found in the Guidance for Electronic Submissions to the NRC and on the NRC website at https://www.nrc.gov/site-help/e-submittals.html.

To comply with the procedural requirements of E-Filing, at least 10 days prior to the filing deadline, the participant should contact the Office of the Secretary by email at hearing.docket@nrc.gov, or by telephone at 301–415–1677, to (1) request a digital identification (ID) certificate, which allows the participant (or its counsel or representative) to digitally sign submissions and access the E-Filing system for any proceeding in which it is participating; and (2) advise the Secretary that the participant will be submitting a petition or other adjudicatory document (even in instances in which the participant, or its counsel or representative, already holds an NRC-issued digital ID certificate). Based upon this information, the Secretary will establish an electronic docket for the hearing in this proceeding if the Secretary has not already established an electronic docket.

The information concerning this application for an export license follows.

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**NRC EXPORT LICENSE APPLICATION**

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<th>Application Information</th>
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<tbody>
<tr>
<td>Name of applicant</td>
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<td>Date of Application</td>
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<td>Date Received</td>
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<td>Docket No.</td>
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<td>ADAMS Accession No.</td>
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**Description of Material**

- **Material Type**: Radioactively contaminated material and/or waste in the form of metals, dry active waste or material, such as wood, paper, and plastic, and spent ion exchange resins and liquids, in the form of aqueous and organic based fluids.
- **Total Quantity**: Not to exceed 653.96 terabecquerels (TBq).
Dated: September 1, 2020.
For the Nuclear Regulatory Commission.

David L. Skeen,
Deputy Director, Office of International Programs.

For further information contact: Joel S. Wiebe, Office of Nuclear Reactor Licensing, U.S. Nuclear Regulatory Commission, Washington DC 20555-0001; telephone: 301-415-6606, email: Joel.Wiebe@nrc.gov.

Attachment—Exemption

NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50–454; 50–455; 50–456; 50–457; NRC–2020–0206]

Exelon Generation Company, LLC; Byron Station, Unit Nos. 1 and 2; Braidwood Station, Units 1 and 2

AGENCY: Nuclear Regulatory Commission.

ACTION: Exemption; issuance.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is issuing an exemption in response to a September 30, 2019, request from Exelon Generation Company, LLC (Exelon) from regulatory requirements to allow Byron Station, Unit Nos. 1 and 2, and Braidwood Station, Units 1 and 2, to use an alternative methodology for determining reactor coolant system pressure-temperature limits. The methodology is described in AREVA NP Topical Report BAW–2308, Revisions 1–A and 2–A, “Initial RTNDT of Linde 80 Weld Materials.”

DATES: The exemption was issued on August 31, 2020.

ADDRESSES: Please refer to Docket ID NRC–2020–0206 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–2020–0206. Address questions about 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. The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in this document.

For further information contact: Joel S. Wiebe, Senior Project Manager, Licensing Projects Branch III, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.

For technical questions, contact the individual listed in the FOR FURTHER INFORMATION CONTACT section of this document.

II. Request/Action


In order to use the BAW–2308 methodology, an exemption is required because Appendix G to 10 CFR part 50,