

NUCLEAR REGULATORY COMMISSION

[Docket No. 50–331; NRC–2020–0148]

NextEra Energy Duane Arnold, LLC; Duane Arnold Energy Center; Post-Shutdown Decommissioning Activities Report**AGENCY:** Nuclear Regulatory Commission.**ACTION:** Public meetings and request for comment.

SUMMARY: On June 19, 2020, the U.S. Nuclear Regulatory Commission (NRC) solicited comments on the post-shutdown decommissioning activities report (PSDAR) for the Duane Arnold Energy Center (DAEC). The PSDAR, which includes the site-specific decommissioning cost estimate (DCE), provides an overview of NextEra Energy Duane Arnold, LLC's planned decommissioning activities, schedule, projected costs, and environmental impacts for DAEC. The NRC will hold an in-person as well as a virtual public meeting to discuss the DAEC PSDAR and DCE and to receive comments.

DATES: The in-person public meeting will be held on Tuesday, September 28, 2021, from 6:00 p.m. until 9:00 p.m. (CT) (7:00 p.m. until 10:00 p.m. ET), at the Palo Community Center, located at 2800 Hollenbeck Road, in Palo, Iowa. The virtual meeting will occur during the week of October 4, 2021; additional details for the virtual meeting will be provided on the NRC's public meeting website. Comments are due by December 20, 2021. 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 on or before this date.

ADDRESSES: You may submit comments by any of the following methods; however, the NRC encourages electronic comment submission through the Federal Rulemaking website:

- *Federal Rulemaking Website:* Go to <https://www.regulations.gov> and search for Docket ID NRC–2020–0148. Address questions about Docket IDs in *Regulations.gov* to Stacy Schumann; telephone: 301–415–0624; email: Stacy.Schumann@nrc.gov. For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *Mail comments to:* Office of Administration, Mail Stop: TWFN–7–A60M, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, ATTN: Program Management, Announcements and Editing Staff.

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

FOR FURTHER INFORMATION CONTACT: Kim Conway, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, telephone: 301–415–1335; email: Kimberly.Conway@nrc.gov.

SUPPLEMENTARY INFORMATION:**I. Obtaining Information and Submitting Comments***A. Obtaining Information*

Please refer to Docket ID NRC–2020–0148 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:

- *Federal Rulemaking Website:* Go to <https://www.regulations.gov> and search for Docket ID NRC–2020–0148.
- *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 (PDR) 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.

- *Attention:* The PDR, where you may examine and order copies of public documents, is currently closed. You may submit your request to the PDR via email at pdr.resource@nrc.gov or call 1–800–397–4209 or 301–415–4737, between 8:00 a.m. and 4:00 p.m. (ET), Monday through Friday, except Federal holidays.

B. Submitting Comments

The NRC encourages electronic comment submission through the Federal Rulemaking Website (<https://www.regulations.gov>). Please include Docket ID NRC–2020–0148 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

Paragraph 50.82(a)(4)(i) of title 10 of the *Code of Federal Regulations* (10 CFR) states that a PSDAR must contain a description of the planned decommissioning activities along with a schedule for their accomplishment, a discussion that provides the reasons for concluding that the environmental impacts associated with site-specific decommissioning activities will be bounded by appropriate previously issued environmental impact statements, and a site-specific DCE, including the projected cost of managing irradiated fuel.

Accordingly, pursuant to 10 CFR 50.82(a)(4)(ii), the NRC noticed receipt of the DAEC PSDAR, including the DCE, and made it available for public comment on June 19, 2020 (85 FR 37116). The PSDAR, dated April 2, 2020, is available at ADAMS Accession No. ML20094F603. The purpose of the original **Federal Register** notice (85 FR 37116; June 19, 2020) was to inform the public of a meeting to discuss and accept comments on the PSDAR and DCE. The public comment period closed on October 19, 2020, but was reopened on October 26, 2020 (85 FR 67780), to account for the restrictions associated with the Coronavirus Disease 2019 public health emergency. The DAEC PSDAR was supplemented on February 5, 2021; the updated version is available at ADAMS Accession No. ML21036A160. The public comment period closed again on February 19, 2021, was reopened on March 5, 2021 (86 FR 12990), and extended again on August 9, 2021 (86 FR 43570). The DAEC PSDAR public comment period will currently close on December 20, 2021.

III. Request for Comment and Public Meetings

The NRC will hold an in-person public meeting to discuss the DAEC PSDAR and receive comments on Tuesday, September 28, 2021, from 6:00

p.m. until 9:00 p.m. (CT), at the Palo Community Center, located at 2800 Hollenbeck Road, in Palo, Iowa. The virtual public meeting will occur during the week of October 4, 2021, and will be noticed separately with details provided on the NRC's public meeting website at <https://www.nrc.gov/pmns/mtg>.

The NRC is continuing to closely monitor the Coronavirus Disease 2019 public health emergency and will make changes or cancellations to these meetings as necessary to protect public health and safety. The most current information for both the planned DAEC PSDAR meetings will be available on the NRC's public meeting website previously referenced, or by contacting the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document. The NRC requests that comments that are not provided during the meetings be submitted in writing, as noted in section I, "Obtaining Information and Submitting Comments," of this document, by December 20, 2021.

Dated: September 2, 2021.

For the Nuclear Regulatory Commission.

Bruce A. Watson,

Chief, Reactor Decommissioning Branch, Division of Decommissioning, Uranium Recovery, and Waste Programs, Office of Nuclear Material Safety and Safeguards.

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-92868; File No. SR-IEX-2021-10]

Self-Regulatory Organizations; Investors Exchange LLC; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Eliminate IEX Rule 11.420 (Order Audit Trail System ("OATS") Requirements) To Reflect the September 1, 2021 Retirement of OATS

September 2, 2021.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),¹ and Rule 19b-4 thereunder,² notice is hereby given that on August 31, 2021, the Investors Exchange LLC ("IEX" or the "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I and II below, which Items have been prepared by the self-regulatory organization. The

Commission is publishing this notice to solicit comments on the proposed rule from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

Pursuant to the provisions of Section 19(b)(1) of the Act, and Rule 19b-4 thereunder, IEX is filing with the Commission a proposed rule change to eliminate IEX Rule 11.420 (Order Audit Trail System ("OATS") Requirements) to reflect that as of September 1, 2021, the Financial Industry Regulatory Authority, Inc. ("FINRA") will have retired OATS, and Industry Members will be effectively reporting to the consolidated audit trail ("CAT") adopted pursuant to the National Market System Plan Governing the Consolidated Audit Trail (the "CAT NMS Plan" or "Plan").

The text of the proposed rule change is available at the Exchange's website at www.iextrading.com, at the principal office of the Exchange, and at the Commission's Public Reference Room.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in Sections A, B, and C below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

1. Purpose

IEX is filing with the Commission a proposed rule change to eliminate IEX Rule 11.420 to reflect that as of September 1, 2021, FINRA will have retired OATS, and Industry Members will be effectively reporting to the CAT adopted pursuant to the CAT NMS Plan.

I Background

IEX, FINRA, and the other national securities exchanges (collectively, the "Participants")³ filed with the

Commission, pursuant to Section 11A of the Exchange Act⁴ and Rule 608 of Regulation NMS thereunder,⁵ the CAT NMS Plan.⁶ The Participants filed the Plan to comply with Rule 613 of Regulation NMS under the Exchange Act.⁷ The Plan was published for comment in the **Federal Register** on May 17, 2016,⁸ and approved by the Commission, as modified, on November 15, 2016.⁹ On March 15, 2017, the Commission approved the new IEX Rule Series 11.600¹⁰ to implement provisions of the CAT NMS Plan that are applicable to IEX Members.¹¹

The CAT NMS Plan is intended to create, implement, and maintain a consolidated audit trail that will capture in a single consolidated data source customer and order event information for orders in NMS Securities and OTC Equity Securities, across all markets, from the time of order inception through routing, cancellation, modification, or execution.¹² Among other things, the CAT NMS Plan, as modified by the Commission, requires each Participant to "file with the SEC the relevant rule change filing to eliminate or modify its duplicative rules within six (6) months of the SEC's approval of the CAT NMS Plan."¹³ The Plan notes that "the

⁴ 15 U.S.C. 78k-1.

⁵ 17 CFR 242.608.

⁶ See Letter from the Participants to Brent J. Fields, Secretary, Commission, dated September 30, 2014; and Letter from Participants to Brent J. Fields, Secretary, Commission, dated February 27, 2015. On December 24, 2015, the Participants submitted an amendment to the CAT NMS Plan. See Letter from Participants to Brent J. Fields, Secretary, Commission, dated December 23, 2015.

⁷ 17 CFR 242.613.

⁸ See Securities Exchange Act Rel. No. 77724 (Apr. 27, 2016), 81 FR 30614 (May 17, 2016).

⁹ See Securities Exchange Act Rel. No. 79318 (Nov. 15, 2016), 81 FR 84696 (Nov. 23, 2016).

¹⁰ See Securities Exchange Act Rel. No. 80255 (March 15, 2017), 82 FR 14563 (March 21, 2017).

¹¹ See IEX Rule 1.160(s).

¹² See, e.g., Securities Exchange Act Release No. 67457 (July 18, 2012), 77 FR 45722, 45723 (August 1, 2012).

¹³ See CAT NMS Plan, Appendix C, Section C.9. In compliance with this requirement, on May 15, 2017, IEX, alongside the other Participants, filed a proposed rule change to eliminate the OATS Rules and amend IEX Rule 8.220 (the Electronic Blue Sheets or "EBS" rule). See Securities Exchange Act Release No. 80788 (May 26, 2017), 82 FR 25400 (June 1, 2017) (SR-IEX-2017-18) ("original proposal"). IEX filed an amendment to the original proposal on August 24, 2017. See Letter from Claudia Crowley to Brent Fields dated August 24, 2017, available at <https://www.sec.gov/comments/sr-iex-2017-18/iex201718-2243339-160872.pdf>. The original proposal was subsequently withdrawn but provided similar views and mechanisms for eliminating the OATS rule as this proposed rule change does, and, as noted above, also proposed to amend the EBS rules. See Securities Exchange Act Release No. 82524 (January 17, 2018), 83 FR 3239 (January 23, 2018) (Notice of Withdrawal of File No. SR-IEX-2017-18). IEX notes that the current filing addresses only the elimination of the OATS rule.

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ For a complete list of Participants, see Exhibit A to the Limited Liability Company Agreement of Consolidated Audit Trail, LLC, available at www.catnmsplan.com/sites/default/files/2020-07/LLC-Agreement-of-Consolidated-Audit-Trail-LLC-as-of-7.24.20.pdf.