

Topic	MCC reporting/ data source	Published documents
<b>COUNTRY PARTNERSHIP</b>		
Political Will: <ul style="list-style-type: none"> <li>• Status of major conditions precedent.</li> <li>• Program oversight/implementation.                             <ul style="list-style-type: none"> <li>○ project restructures.</li> <li>○ partner response to accountable entity capacity issues.</li> </ul> </li> <li>• Political independence of the accountable entity.</li> </ul> Management Capacity: <ul style="list-style-type: none"> <li>• Project management capacity.</li> <li>• Project performance.</li> <li>• Level of MCC intervention/oversight.</li> <li>• Relative level of resources required.</li> </ul>	<ul style="list-style-type: none"> <li>• <i>Quarterly implementation reporting.</i></li> <li>• <i>Quarterly results reporting.</i></li> <li>• <i>MCC Star Reports.</i></li> </ul>	<ul style="list-style-type: none"> <li>• <i>Quarterly results published as “Table of Key Performance Indicators” (available by country): <a href="https://www.mcc.gov/our-impact/m-and-e">https://www.mcc.gov/our-impact/m-and-e</a>.</i></li> <li>• <i>Star Reports (available by country): <a href="https://www.mcc.gov/resources?fwp_resource_type=star-report">https://www.mcc.gov/resources?fwp_resource_type=star-report</a>.</i></li> </ul>
<b>PROGRAM RESULTS</b>		
Financial Results: <ul style="list-style-type: none"> <li>• Commitments—including contributions to compact funding.</li> <li>• Disbursements.</li> </ul> Project Results: <ul style="list-style-type: none"> <li>• Output, outcome, objective targets.</li> <li>• Accountable entity commitment to ‘focus on results’.</li> <li>• Accountable entity cooperation on impact evaluation.</li> <li>• Percent complete for process/outputs.</li> <li>• Relevant outcome data.</li> <li>• Details behind target delays.</li> </ul> Target Achievements:	<ul style="list-style-type: none"> <li>• <i>Indicator tracking tables.</i></li> <li>• <i>Quarterly financial reporting.</i></li> <li>• <i>Quarterly implementation reporting.</i></li> <li>• <i>Quarterly results reporting.</i></li> <li>• <i>Impact evaluations.</i></li> <li>• <i>MCC Star Reports.</i></li> </ul>	<ul style="list-style-type: none"> <li>• <i>Monitoring and Evaluation Plans (available by country): <a href="https://www.mcc.gov/our-impact/m-and-e">https://www.mcc.gov/our-impact/m-and-e</a>.</i></li> <li>• <i>Quarterly results published as “Table of Key Performance Indicators” (available by country): <a href="https://www.mcc.gov/our-impact/m-and-e">https://www.mcc.gov/our-impact/m-and-e</a>.</i></li> <li>• <i>Star Reports (available by country): <a href="https://www.mcc.gov/resources?fwp_resource_type=star-report">https://www.mcc.gov/resources?fwp_resource_type=star-report</a>.</i></li> </ul>
<b>ADHERENCE TO STANDARDS</b>		
<ul style="list-style-type: none"> <li>• Procurement                             <ul style="list-style-type: none"> <li>• Environmental and social.</li> <li>• Fraud and corruption.</li> <li>• Program closure.</li> </ul> </li> <li>• Monitoring and evaluation.</li> <li>• All other legal provisions.</li> </ul>	<ul style="list-style-type: none"> <li>• <i>Audits (GAO and OIG).</i></li> <li>• <i>Quarterly implementation reporting.</i></li> <li>• <i>MCC Star Reports.</i></li> </ul>	<ul style="list-style-type: none"> <li>• <i>Published OIG and GAO audits.</i></li> <li>• <i>Star Reports (available by country): <a href="https://www.mcc.gov/resources?fwp_resource_type=star-report">https://www.mcc.gov/resources?fwp_resource_type=star-report</a>.</i></li> </ul>
<b>COUNTRY SPECIFIC</b>		
Sustainability: <ul style="list-style-type: none"> <li>• Implementation entity.</li> <li>• MCC investments.</li> </ul> Role of private sector or other donors: <ul style="list-style-type: none"> <li>• Other relevant investors/investments.</li> <li>• Other donors/programming.</li> <li>• Status of related reforms.</li> <li>• Trajectory of private sector involvement going forward.</li> </ul>	<ul style="list-style-type: none"> <li>• <i>Quarterly implementation reporting.</i></li> <li>• <i>Quarterly results reporting.</i></li> <li>• <i>MCC Star Reports.</i></li> </ul>	<ul style="list-style-type: none"> <li>• <i>Quarterly results published as “Table of Key Performance Indicators” (available by country): <a href="https://www.mcc.gov/our-impact/m-and-e">https://www.mcc.gov/our-impact/m-and-e</a>.</i></li> <li>• <i>Star Reports (available by country): <a href="https://www.mcc.gov/resources?fwp_resource_type=star-report">https://www.mcc.gov/resources?fwp_resource_type=star-report</a>.</i></li> </ul>

[FR Doc. 2021–21916 Filed 10–6–21; 8:45 am]

BILLING CODE 9211–03–P

**NUCLEAR REGULATORY COMMISSION**

[NRC–2021–0187]

**Environmental Assessment and Finding of No Significant Impact of Independent Spent Fuel Storage Facilities Decommissioning Funding Plans**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Environmental assessment and finding of no significant impact; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is publishing this

notice regarding the issuance of a final environmental assessment (EA) and a finding of no significant impact (FONSI) for its review and approval of the initial and updated decommissioning funding plans (DFPs) submitted by independent spent fuel storage installation (ISFSI) licensees for the ISFSIs listed in the “Discussion” section of this document. **DATES:** The EA and FONSI referenced in this document are available on October 7, 2021.

**ADDRESSES:** Please refer to Docket ID NRC–2021–0187 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–2021–0187. Address

questions about Docket IDs in *Regulations.gov* to Stacy Schumann; telephone: 301–415–0624; email: [Stacy.Schumann@nrc.gov](mailto:Stacy.Schumann@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 (PDR) reference staff at 1–800–397–4209, 301–415–4737, or by email to [pdr.resource@nrc.gov](mailto: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](mailto: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.

**FOR FURTHER INFORMATION CONTACT:** Tilda Liu, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 404-997-4730, email: [Tilda.Liu@nrc.gov](mailto:Tilda.Liu@nrc.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Introduction**

The NRC is considering the approval of the initial and updated DFPs submitted by ISFSI licensees. The NRC staff has prepared a Final EA and FONSI determination for each of the initial and

updated ISFSI DFPs in accordance with the NRC regulations in part 51 of title 10 of the *Code of Federal Regulations* (10 CFR), “Environmental Protection Regulations for Domestic Licensing and Related Regulatory Functions,” which implement the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 *et seq.*).

The NRC requires its licensees to plan for the eventual decommissioning of their licensed facilities prior to license termination. On June 17, 2011, the NRC published a final rule in the **Federal Register** amending its decommissioning planning regulations (76 FR 35511). The final rule amended the NRC regulation, 10 CFR 72.30, which concerns financial assurance and decommissioning for ISFSIs. This regulation requires each holder of, or applicant for, a license under 10 CFR part 72 to submit a DFP for the NRC’s review and approval. The DFP is to demonstrate the licensee’s financial assurance, *i.e.*, that funds will be available to decommission the ISFSI.

The NRC staff will later publish its financial analyses of the DFP submittals which will be available for public inspection in ADAMS.

**II. Discussion**

The table in this notice includes the plant name, docket number, licensee, and ADAMS accession number for the Final EA and FONSI determination for each of the individual ISFSIs. The table also includes the ADAMS accession numbers for other relevant documents, including the initial and updated DFP submittals. For further details with respect to these actions, see the NRC staff’s Final EA and FONSI determinations which are available for public inspection in ADAMS and at <https://www.regulations.gov> under Docket ID NRC-2021-0187. For additional direction on accessing information related to this document, see the **ADDRESSES** section of this document.

FINDING OF NO SIGNIFICANT IMPACT

**Browns Ferry Nuclear Plant**

Docket No .....	72-52.
Licensee .....	Tennessee Valley Authority (TVA).
Proposed Action .....	The NRC’s review and approval of TVA’s initial and updated DFPs submitted in accordance with 10 CFR 72.30(b) and (c).
Environmental Impact of Proposed Action .....	The NRC staff has determined that the proposed action, the review and approval of TVA’s initial and updated DFPs, submitted in accordance with 10 CFR 72.30(b) and (c), will not authorize changes to licensed operations or maintenance activities, or result in changes in the types, characteristics, or quantities of radiological or non-radiological effluents released into the environment from the ISFSI, or result in the creation of solid waste. Moreover, the approval of the initial and updated DFPs will not authorize any construction activity, facility modification, or other land-disturbing activity. The NRC staff has concluded that the proposed action is a procedural and administrative action that will not have a significant impact on the environment.
Finding of No Significant Impact .....	The proposed action does not require changes to the ISFSI’s licensed routine operations, maintenance activities, or monitoring programs, nor does it require new construction or land-disturbing activities. The scope of the proposed action concerns only the NRC’s review and approval of TVA’s initial and updated DFPs. The scope of the proposed action does not include, and will not result in, the review and approval of decontamination or decommissioning activities or license termination for the ISFSI or for other parts of Browns Ferry Nuclear Plant (BFN). Therefore, the NRC staff determined that approval of the initial and updated DFPs for the BFN ISFSI will not significantly affect the quality of the human environment, and accordingly, the staff has concluded that a FONSI is appropriate. The NRC staff further finds that preparation of an environmental impact statement is not required.
Available Documents .....	U.S. Nuclear Regulatory Commission. Review of the Draft EA and FONSI for the Browns Ferry Nuclear Plant Units 1, 2 and 3 ISFSI DFP, dated July 8, 2016. ADAMS Package Accession No. ML16190A282. U.S. Nuclear Regulatory Commission. ESA Section 7 No Effect Determination for ISFSI DFP Reviews (Note to File), dated May 15, 2017. ADAMS Accession No. ML17135A062. U.S. Nuclear Regulatory Commission. Request for Additional Information Regarding TVA’s DFP Update for Browns Ferry and Sequoyah ISFSIs, dated May 17, 2018. ADAMS Package Accession No. ML18138A109.

FINDING OF NO SIGNIFICANT IMPACT—Continued

	<p>U.S. Nuclear Regulatory Commission. Final EA and FONSI for TVA's Initial and Updated DFPs Submitted in Accordance with 10 CFR 72.30(b) and (c) for Browns Ferry Nuclear Plant, dated September 29, 2021. ADAMS Accession No. ML21246A293.</p> <p>Tennessee Valley Authority. DFPs for ISFSIs, dated December 17, 2012. ADAMS Accession No. ML12356A039.</p> <p>Tennessee Valley Authority. Triennial DFPs for ISFSIs, dated December 17, 2015. ADAMS Accession No. ML15352A046.</p> <p>Tennessee Valley Authority. Response to Request for Additional Information Regarding DFP Update for Browns Ferry Nuclear Plant and Sequoyah Nuclear Plant ISFSIs, Docket Nos. 72-052 and 72-034, dated July 23, 2018. ADAMS Accession No. ML18205A476.</p>
<b>Sequoyah Nuclear Plant</b>	
Docket No .....	72-34.
Licensee .....	Tennessee Valley Authority (TVA).
Proposed Action .....	The NRC's review and approval of TVA's initial and updated DFPs submitted in accordance with 10 CFR 72.30(b) and (c).
Environmental Impact of Proposed Action .....	The NRC staff has determined that the proposed action, the review and approval of TVA's initial and updated DFPs, submitted in accordance with 10 CFR 72.30(b) and (c), will not authorize or changes to licensed operations or maintenance activities, or result in changes in the types, characteristics, or quantities of radiological or non-radiological effluents released into the environment from the ISFSI, or result in the creation of solid waste. Moreover, the approval of the initial and updated DFPs will not authorize any construction activity, facility modification, or other land-disturbing activity. The NRC staff has concluded that the proposed action is a procedural and administrative action that will not have a significant impact on the environment.
Finding of No Significant Impact .....	The proposed action does not require changes to the ISFSI's licensed routine operations, maintenance activities, or monitoring programs, nor does it require new construction or land-disturbing activities. The scope of the proposed action concerns only the NRC's review and approval of TVA's DFPs. The scope of the proposed action does not include, and will not result in, the review and approval of decontamination or decommissioning activities or license termination for the ISFSI or for other parts of the Sequoyah Nuclear Plant (SQN). Therefore, the NRC staff determined that approval of the initial and updated DFPs for the SQN ISFSI will not significantly affect the quality of the human environment, and accordingly, the staff has concluded that a FONSI is appropriate. The NRC staff further finds that preparation of an environmental impact statement is not required.
Available Documents .....	<p>U.S. Nuclear Regulatory Commission. Review of the Draft EA and FONSI for the Sequoyah Nuclear Plant Units 1 and 2 ISFSI DFP, dated August 17, 2017. ADAMS Accession No. ML17226A201.</p> <p>U.S. Nuclear Regulatory Commission. ESA Section 7 No Effect Determination for ISFSI DFP Reviews (Note to File), dated May 15, 2017. ADAMS Accession No. ML17135A062.</p> <p>U.S. Nuclear Regulatory Commission. Request for Additional Information Regarding TVA's DFP Update for Browns Ferry and Sequoyah ISFSIs, dated May 17, 2018. ADAMS Package Accession No. ML18138A109.</p> <p>U.S. Nuclear Regulatory Commission. Final EA and FONSI for TVA's Initial and Updated DFPs Submitted in Accordance with 10 CFR 72.30(b) and (c) for Browns Ferry Nuclear Plant, dated September 29, 2021. ADAMS Accession No. ML21246A279.</p> <p>Tennessee Valley Authority. DFPs for ISFSIs, dated December 17, 2012. ADAMS Accession No. ML12356A039.</p> <p>Tennessee Valley Authority. Triennial DFPs for ISFSIs, dated December 17, 2015. ADAMS Accession No. ML15352A046.</p> <p>Tennessee Valley Authority. Response to Request for Additional Information Regarding DFP Update for Browns Ferry Nuclear Plant and Sequoyah Nuclear Plant ISFSIs, Docket Nos. 72-052 and 72-034, dated July 23, 2018. ADAMS Accession No. ML18205A476.</p>

Dated: October 4, 2021.

For the Nuclear Regulatory Commission.

**John B. McKirgan,**

Chief, Storage and Transportation Licensing Branch, Division of Fuel Management, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 2021-21957 Filed 10-6-21; 8:45 am]

BILLING CODE 7590-01-P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-93229; File No. SR-CboeBZX-2020-053]

### Self-Regulatory Organizations; Cboe BZX Exchange, Inc.; Order Setting Aside Action by Delegated Authority and Approving a Proposed Rule Change, as Modified by Amendment Nos. 2 and 4, To List and Trade Shares of the 2x Long VIX Futures ETF Under BZX Rule 14.11(f)(4) (Trust Issued Receipts)

October 1, 2021.

#### I. Introduction

On June 23, 2020, Cboe BZX Exchange, Inc. (“BZX”) filed with the Securities and Exchange Commission (“Commission”), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act” or “Exchange Act”) <sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> a proposed rule change to list and trade shares (“Shares”) of the 2x Long VIX Futures ETF (“Fund”), a series of VS Trust (“Trust”), under BZX Rule 14.11(f)(4).<sup>3</sup>

On March 5, 2021, the Commission, acting through authority delegated to the Division of Trading and Markets

(“Division”),<sup>4</sup> noticed the filing of Amendment Nos. 2 and 4 and approved the proposed rule change, as modified by Amendment Nos. 2 and 4, on an accelerated basis.<sup>5</sup> On March 5, 2021, the Assistant Secretary of the Commission notified BZX that, pursuant to Commission Rule of Practice 431,<sup>6</sup> the Commission would review the Division’s action pursuant to delegated authority and that the Division’s action pursuant to delegated authority was stayed until the Commission ordered otherwise.<sup>7</sup> On April 7, 2021, the Commission issued a scheduling order, pursuant to Commission Rule of Practice 431, providing until May 7, 2021 for any party or other person to file a written statement in support of, or in opposition to, the Approval Order.<sup>8</sup>

The Commission has conducted a *de novo* review of BZX’s proposal, giving careful consideration to the entire record, including all comments and statements submitted, to determine whether the proposal is consistent with the requirements of the Act and the rules and regulations thereunder that are applicable to a national securities exchange. Under Section 19(b)(2)(C) of the Act, the Commission must approve the proposed rule change of a self-regulatory organization (“SRO”) if the Commission finds that the proposed rule change is consistent with the requirements of the Act and the applicable rules and regulations thereunder; if it does not make such a finding, the Commission must disapprove the proposed rule change.<sup>9</sup> Additionally, under Rule 700(b)(3) of the Commission’s Rules of Practice, the “burden to demonstrate that a proposed rule change is consistent with the Act and the rules and regulations issued thereunder . . . is on the self-regulatory organization that proposed the rule change.”<sup>10</sup> The description of a proposed rule change, its purpose and operation, its effect, and a legal analysis of its consistency with applicable requirements must all be sufficiently

detailed and specific to support an affirmative Commission finding.<sup>11</sup> Any failure of a self-regulatory organization to provide the information required by Rule 19b-4 and elicited on Form 19b-4 may result in the Commission not having a sufficient basis to make an affirmative finding that a proposed rule change is consistent with the Act and the rules and regulations thereunder that are applicable to the self-regulatory organization.<sup>12</sup>

For the reasons discussed further herein, BZX has met its burden to show that the proposed rule change is consistent with the Act, and this order sets aside the Approval Order and approves BZX’s proposed rule change, as modified by Amendment Nos. 2 and 4. In particular, the Commission concludes that the record before the Commission demonstrates that BZX’s proposal is consistent with Section 6(b)(5) of the Act,<sup>13</sup> which requires that the rules of a national securities exchange be designed, among other things, to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system and, in general, to protect investors and the public interest.

#### II. Summary of the Proposal

The Exchange proposes to list and trade the Shares under BZX Rule 14.11(f)(4), which governs the listing and trading of Trust Issued Receipts<sup>14</sup> on the Exchange. Volatility Shares LLC (“Sponsor”) serves as the Sponsor of the Trust. The Fund’s investment objective is to provide a return that is 200% of the return of its benchmark index for a single day. The benchmark for the Fund is the Long VIX Futures Index (LONGVOL) (“Index”),<sup>15</sup> which

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> On June 26, 2020, the Exchange filed Amendment No. 1 to the proposed rule change. The proposed rule change, as modified by Amendment No. 1, was published for comment in the **Federal Register** on July 10, 2020. See Securities Exchange Act Release No. 89234 (Jul. 6, 2020), 85 FR 41644. On August 13, 2020, the Commission extended the time period for Commission action on the proposed rule change. See Securities Exchange Act Release No. 89545, 85 FR 51124 (Aug. 19, 2020). On October 7, 2020, the Commission instituted proceedings pursuant to Section 19(b)(2)(B) of the Act (15 U.S.C. 78s(b)(2)(B)) to determine whether to approve or disapprove the proposed rule change, as modified by Amendment No. 1. See Securities Exchange Act Release No. 90118, 85 FR 64563 (Oct. 13, 2020) (“OIP”). On December 15, 2020, the Commission designated a longer period for Commission action on the proposed rule change. See Securities Exchange Act Release No. 90671, 85 FR 83136 (Dec. 21, 2020). On February 1, 2021, the Exchange filed Amendment No. 2 to the proposed rule change, which replaced and superseded the proposed rule change as modified by Amendment No. 1. On February 16, 2021, the Exchange submitted Amendment No. 3 to the proposed rule change and, on February 19, 2021, the Exchange withdrew Amendment No. 3. On February 19, 2021, the Exchange filed partial Amendment No. 4 to the proposed rule change.

<sup>4</sup> 17 CFR 200.30-3(a)(12).

<sup>5</sup> See Securities Exchange Act Release No. 91265 (Mar. 5, 2021), 86 FR 13922 (Mar. 11, 2021) (“Approval Order”).

<sup>6</sup> 17 CFR 201.431.

<sup>7</sup> See letter from J. Matthew DeLesDernier, Assistant Secretary, Commission, to Kyle Murray, Vice President and Associate General Counsel, Cboe Global Markets, dated March 5, 2021, available at: <https://www.sec.gov/rules/sro/cboebzx/2018/34-91265-letter-from-assistant-secretary.pdf>.

<sup>8</sup> See Securities Exchange Act Release No. 91501, 86 FR 19292 (Apr. 13, 2021). Comments on the proposed rule change, including statements concerning the Approval Order are available at: <https://www.sec.gov/comments/sr-cboebzx-2020-053/sr-cboebzx2020053.htm>.

<sup>9</sup> 15 U.S.C. 78s(b)(2)(C).

<sup>10</sup> 17 CFR 201.700(b)(3).

<sup>11</sup> See *id.*

<sup>12</sup> See *id.* See also 17 CFR 240.19b-4.

<sup>13</sup> 15 U.S.C. 78f(b)(5).

<sup>14</sup> Rule 14.11(f)(4) applies to Trust Issued Receipts that invest in “Financial Instruments,” defined in Rule 14.11(f)(4)(A)(iv) as any combination of investments, including cash; securities; options on securities and indices; futures contracts; options on futures contracts; forward contracts; equity caps, collars and floors; and swap agreements.

<sup>15</sup> The Index is sponsored by Cboe Global Indexes (“Index sponsor”). The Index sponsor is not a registered broker-dealer, but is affiliated with a broker-dealer and has implemented and will maintain a fire wall with respect to the broker-dealer affiliate regarding access to information concerning the composition of and/or changes to the Index. In addition, the Index sponsor has implemented and will maintain procedures that are designed to prevent the use and dissemination of material, non-public information regarding the Index.