

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. Additional Information

The NRC is issuing for public comment a DG in the NRC's "Regulatory Guide" series. This series was developed to describe methods that are acceptable to the NRC staff for implementing specific parts of the agency's regulations, to explain techniques that the staff uses in evaluating specific issues or postulated events, and to describe information that the staff needs in its review of applications for permits and licenses.

The DG, entitled "Performance-Based Containment Leak Test Program," is temporarily identified by its task number, DG-1391 (ADAMS Accession No. ML22006A317).

This revision of the guide (Revision 1) addresses new guidance for implementing Option B "Performance-Based Requirements" of Appendix J, "Primary Reactor Containment Leakage Testing for Water-Cooled Power Reactors," of part 50 of title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, extending Type A test intervals up to 15 years, extending Type C test intervals up to 75 months, and an update to ANSI/ANS-56.8-2020 for acceptable industry standards on technical methods and techniques for performing Types A, B, and C tests. This proposed revised guide contains information specific for a leakage rate testing program for both older plants and newer reactors licensed under both 10 CFR parts 50 and 52.

The staff is also issuing for public comment a draft regulatory analysis (ADAMS Accession No. ML22007A009). The staff developed the regulatory analysis to assess the value of revising RG 1.163 as well as alternative courses of action.

III. Backfitting, Forward Fitting, and Issue Finality

Issuance of DG-1391, if finalized, would not constitute backfitting as defined in 10 CFR 50.109, "Backfitting," and as described in NRC Management Directive (MD) 8.4, "Management of Backfitting, Forward Fitting, Issue Finality, and Information Requests"; would not constitute forward fitting as that term is defined and described in MD 8.4; or affect the issue finality of any approval issued under 10 CFR part 52, "Licenses, certifications, and approvals for nuclear power reactors." As explained in DG-1391, applicants and licensees would not be required to comply with the positions set forth in DG-1391.

IV. Submitting Suggestions for Improvement of Regulatory Guides

A member of the public may, at any time, submit suggestions to the NRC for improvement of existing RGs or for the development of new RGs. Suggestions can be submitted on the NRC's public website at <https://www.nrc.gov/reading-rm/doc-collections/reg-guides/contactus.html>. Suggestions will be considered in future updates and enhancements to the "Regulatory Guide" series.

Dated: November 10, 2022.

For the Nuclear Regulatory Commission.

Meraj Rahimi,

Chief, Regulatory Guide and Programs Management Branch, Division of Engineering, Office of Nuclear Regulatory Research.

[FR Doc. 2022-24998 Filed 11-16-22; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket No. 72-0001; NRC-2021-0122]

GE-Hitachi Nuclear Energy Americas, LLC; Morris Operation Independent Spent Fuel Storage Installation

AGENCY: Nuclear Regulatory Commission.

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

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is considering a renewal for twenty years of special nuclear materials (SNM) License SNM-2500 for the possession, transfer, and storage of radioactive material at the Morris Operation independent spent fuel storage installation (ISFSI) in Grundy County, Illinois. The license is held by GE-Hitachi Nuclear Energy

Americas, LLC, and, if renewed, would expire on May 31, 2042.

DATES: The environmental assessment (EA) and finding of no significant impact (FONSI) referenced in this document is available on November 17, 2022.

ADDRESSES: Please refer to Docket ID NRC-2021-0122 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-2021-0122. 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.
- *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. For the convenience of the reader, instructions about obtaining materials referenced in this document are provided in the "Availability of Documents" section.

- *NRC's PDR*: You may examine and purchase copies of public documents, by appointment, at the NRC's PDR, Room P1 B35, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. To make an appointment to visit the PDR, please send an email to PDR.Resource@nrc.gov or call 1-800-397-4209 or 301-415-4737, between 8:00 a.m. and 4:00 p.m. Eastern Time (ET), Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Christine Pineda, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone: 301-415-6789, email: Christine.Pineda@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

The NRC is considering a renewal of License SNM-2500, issued to GE-Hitachi Nuclear Energy Americas, LLC (GE-Hitachi), for operation of the Morris Operation ISFSI in Grundy County,

Illinois. Therefore, as required by section 51.21 of title 10 of the *Code of Federal Regulations* (10 CFR), “Criteria for and identification of licensing and regulatory actions requiring environmental assessments,” the NRC performed an EA. Based on the results of the EA, the NRC has determined not to prepare an environmental impact statement (EIS) for the renewal and is issuing a FONSI. The NRC is also conducting a safety evaluation of the proposed license renewal.

II. Environmental Assessment

Description of and Need for the Proposed Action

The proposed license renewal would allow GE-Hitachi to continue operations at the Morris Operation ISFSI. As proposed, GE-Hitachi would continue to store spent fuel in a wet (water) storage facility consisting of a cask-loading basin and two spent fuel storage basins. In accordance with its license, GE-Hitachi cannot receive additional spent fuel or replace any spent fuel currently in inventory at the ISFSI without prior NRC approval. Continued storage of the spent fuel and continued operation of the ISFSI is necessary because Congress has not yet established a permanent national repository, and no facility is yet available for monitored retrievable storage.

The proposed action is in accordance with GE-Hitachi’s application dated June 30, 2020, as supplemented on February 26, 2021, March 19, 2021, March 24, 2021, January 27, 2022, and May 12, 2022.

Environmental Impacts of the Proposed Action

Approval of the proposed action is not expected to result in changes to current ISFSI operations. Routine operation of the ISFSI is largely passive;

activities include continuation of existing monitoring and maintenance activities for the wet storage basins, which are inside a building. The proposed action would not result in any changes in water use or in the types, characteristics, or quantities of radiological or nonradiological air effluents or wastes. GE-Hitachi would continue to operate onsite sanitary wastewater lagoons in compliance with its state-issued permit and would manage the radioactive wastewater system and solid radioactive wastes generated from ISFSI operations in accordance with NRC regulations. No wastewater would be discharged from the property. As a result of these continued ISFSI activities, no significant radiological or non-radiological environmental impacts are expected. Public and occupational dose estimates associated with the continued normal operation and maintenance of the ISFSI would continue to be at levels that are as low as reasonably achievable and within the limits of 10 CFR 20.1101 and 20.1201, respectively, as well as 10 CFR 72.104. The NRC staff also determined that the proposed action does not have the potential to cause effects on historic properties, assuming such historic properties were present. Accordingly, under 36 CFR 800.3(a)(1), no consultation is required under Section 106 of the National Historic Preservation Act.

Environmental Impacts of the Alternatives to the Proposed Action

As alternatives to the proposed action, the staff considered denial of the proposed action (*i.e.*, the “no-action” alternative) and the shipment of spent fuel to an offsite facility. Under the no-action alternative, GE-Hitachi would continue to maintain the spent fuel under NRC license at the ISFSI. Ultimately, GE-Hitachi would need to

remove the spent fuel, transport it to another ISFSI, and decommission the Morris Operation ISFSI. Until that time, storage at the ISFSI would continue and the potential environmental impacts would be the same as those assessed for the proposed action. The NRC determined that shipment of the spent fuel to a commercial reprocessing facility, a Federal repository, or an interim storage facility is not a reasonable alternative to renewing the license because these facilities are not available in the United States as of the date of the EA.

Agencies and Persons Consulted

The NRC staff consulted with the Illinois Emergency Management Agency, the Illinois Department of Natural Resources, and the Illinois Environmental Protection Agency regarding the environmental impact of the proposed action. These agencies had no comments on the NRC’s assessment and conclusions in the EA.

The NRC staff contacted the Illinois State Historic Preservation Office (SHPO) to inform it of the proposed action, and the Illinois SHPO indicated its review of this project was not necessary. The NRC staff also notified 16 Federally recognized Indian Tribes of the proposed action.

III. Finding of No Significant Impact

Based on the EA, the NRC staff has determined that, pursuant to 10 CFR 51.31, preparation of an EIS is not required for the proposed action, and pursuant to 10 CFR 51.32, a FONSI is appropriate.

IV. Availability of Documents

The documents identified in the following table are available to interested persons through one or more of the following methods, as indicated.

Document description	ADAMS accession No.
Environmental Assessment for Proposed License Renewal	ML22270A269.
GE-Hitachi’s Renewal Application, dated June 30, 2020	ML20182A699 (Package).
Response to Request for Supplemental Information, dated February 26, 2021	ML21057A119 (Package).
Response to Request for Clarification, dated March 19, 2021	ML21085A859.
Submittal of Updated Consolidated Safety Analysis Report, dated March 24, 2021	ML21083A200 (Package).
Response to Request for Additional Information, dated January 27, 2022	ML22027A516.
Response to Request for Clarification, dated May 12, 2022	ML22132A072.

Dated: November 10, 2022.

For the Nuclear Regulatory Commission.

Jessie M. Quintero,

Chief, Environmental Review Materials Branch, Division of Rulemaking, Environmental, and Financial Support, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 2022-24993 Filed 11-16-22; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[NRC-2022-0069]

Information Collection: Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of submission to the Office of Management and Budget; request for comment.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) has recently submitted a request for renewal of an existing collection of information to the Office of Management and Budget (OMB) for review. The information collection is entitled, “Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material.”

DATES: Submit comments by December 19, 2022. 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: Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to <https://www.reginfo.gov/public/do/PRAMain>. Find this particular information collection by selecting “Currently under Review—Open for Public Comments” or by using the search function.

FOR FURTHER INFORMATION CONTACT: David C. Cullison, NRC Clearance Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-2084; email: Infocollects.Resource@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Obtaining Information and Submitting Comments

A. Obtaining Information

Please refer to Docket ID NRC-2022-0069 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-2022-0069.

- **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. A copy of the collection of information and related instructions may be obtained without charge by accessing ADAMS Accession ML22136A264. The supporting statement and burden spreadsheet are available in ADAMS under Accession No. ML22291A090 and ML22136A213.

- **NRC’s PDR:** You may examine and purchase copies of public documents, by appointment, at the NRC’s PDR, Room P1 B35, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. To make an appointment to visit the PDR, please send an email to PDR.Resource@nrc.gov or call 1-800-397-4209 or 301-415-4737, between 8:00 a.m. and 4:00 p.m. Eastern Time (ET), Monday through Friday, except Federal holidays.

- **NRC’s Clearance Officer:** A copy of the collection of information and related instructions may be obtained without charge by contacting the NRC’s Clearance Officer, David C. Cullison, Office of the Chief Information Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-2084; email: Infocollects.Resource@nrc.gov.

B. Submitting Comments

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to <https://www.reginfo.gov/public/do/PRAMain>. Find this particular information collection by selecting “Currently under Review—Open for Public Comments” or by using the search function.

The NRC cautions you not to include identifying or contact information in comment submissions that you do not want to be publicly disclosed in your comment submission. All comment submissions are posted at <https://www.regulations.gov> and entered into ADAMS. Comment submissions are not routinely edited to remove identifying or contact information.

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submission to the OMB, 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 comment submissions are not routinely edited to remove such information before making the comment submissions available to the public or entering the comment into ADAMS.

II. Background

Under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the NRC recently submitted a request for renewal of an existing collection of information to OMB for review entitled, “10 CFR Part 37, Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material.” The NRC hereby informs potential respondents that an agency may not conduct or sponsor, and that a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The NRC published a **Federal Register** notice with a 60-day comment period on this information collection on August 10, 2022, 87 FR 48697.

1. *The title of the information collection:* 10 CFR Part 37, “Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material”.

2. *OMB approval number:* 3150-0214.

3. *Type of submission:* Extension.

4. *The form number, if applicable:* NRC Form 755, “Advance Notification to the NRC of Shipments of Category 1 Quantities of Radioactive Material”.

5. *How often the collection is required or requested:* One time for initial compliance notifications and fingerprints for the reviewing officials; and as needed for implementation notifications, event notifications, notifications of shipments of radioactive material, and fingerprinting of new employees.

6. *Who will be required or asked to respond:* Licensees that are authorized to possess and use category 1 or category 2 quantities of radioactive material.

7. *The estimated number of annual responses:* 101,479 responses (4,704 Reporting + 1,400 Recordkeeping + 95,375 Third-Party Disclosure).

8. *The estimated number of annual respondents:* 5,600 respondents (1,140 Agreement State Licensees + 260 NRC licensees + 4,200 individuals making personal history disclosures under 37.23(d)).

9. *The estimated number of hours needed annually to comply with the information collection requirement or*