

**DEPARTMENT OF JUSTICE****Drug Enforcement Administration**

[Docket No. DEA-1229]

**Importer of Controlled Substances  
Application: Vici Health Sciences, LLC****AGENCY:** Drug Enforcement Administration, Justice.**ACTION:** Notice of application.**SUMMARY:** Vici Health Sciences, LLC has applied to be registered as an importer of basic class(es) of controlled substance(s). Refer to **SUPPLEMENTARY INFORMATION** listed below for further drug information.**DATES:** Registered bulk manufacturers of the affected basic class(es), and applicants therefore, may submit electronic comments on or objections to the issuance of the proposed registration on or before September 18, 2023. Such persons may also file a written request for a hearing on the application on or before September 18, 2023.**ADDRESSES:** The Drug Enforcement Administration requires that all comments be submitted electronically through the Federal eRulemaking Portal, which provides the ability to type short comments directly into the comment field on the web page or attach a file for lengthier comments. Please go to <https://www.regulations.gov> and follow the online instructions at that site for submitting comments. Upon submission of your comment, you will receive a Comment Tracking Number. Please be aware that submitted comments are not instantaneously available for public view on <https://www.regulations.gov>. If you have received a Comment Tracking Number, your comment has been successfully submitted and there is no need to resubmit the same comment. All requests for a hearing must be sent to: (1) Drug Enforcement Administration, Attn: Hearing Clerk/OALJ, 8701 Morrisette Drive, Springfield, Virginia 22152; and (2) Drug Enforcement Administration, Attn: DEA Federal Register Representative/DPW, 8701 Morrisette Drive, Springfield, Virginia 22152. All requests for a hearing should also be sent to: Drug Enforcement Administration, Attn: Administrator, 8701 Morrisette Drive, Springfield, Virginia 22152.**SUPPLEMENTARY INFORMATION:** In accordance with 21 CFR 1301.34(a), this is notice that on May 12, 2023, Vici Health Sciences, LLC, 6655 Amberton Drive, Suite O, Elkridge, Maryland 21075-6202 applied to be registered as an importer of the following basic class(es) of controlled substance(s):

Controlled substance	Drug code	Schedule
lbogaine .....	7260	I

The company plans to import the listed controlled substances for use in clinical trials, research and analytical testing as well as dosage formulation development. No other activities for these drug codes are authorized for this registration.

Approval of permit applications will occur only when the registrant's business activity is consistent with what is authorized under 21 U.S.C. 952(a)(2). Authorization will not extend to the import of Food and Drug Administration-approved or non-approved finished dosage forms for commercial sale.

**Claude Redd,***Acting Deputy Assistant Administrator.*

[FR Doc. 2023-17719 Filed 8-16-23; 8:45 am]

**BILLING CODE P****DEPARTMENT OF LABOR****Mine Safety and Health Administration****Affirmative Decisions on Petitions for Modification Granted in Whole or in Part****AGENCY:** Mine Safety and Health Administration (MSHA), Labor.**ACTION:** Notice.**SUMMARY:** The Federal Mine Safety and Health Act of 1977 and title 30 of the Code of Federal Regulations govern the application, processing, and disposition of petitions for modification of mandatory safety standards. Any mine operator or representative of miners may petition for an alternative method of complying with an existing safety standard. MSHA reviews the content of each submitted petition, assesses the mine in question, and ultimately issues a decision on the petition. This notice includes a list of petitions for modification that were granted after MSHA's review and investigation, between December 31, 2022, and June 30, 2023.**ADDRESSES:** Copies of the final decisions are posted on MSHA's website at <https://www.msha.gov/regulations/rulemaking/petitions-modification>. The public may inspect the petitions and final decisions in person at MSHA, Office of Standards, Regulations, and Variances, 201 12th Street South, Arlington, Virginia, between 9:00 a.m. and 5:00 p.m. Monday through Friday, except federal holidays. Before visiting MSHA in person, call 202-693-9455 to

make an appointment, in keeping with the Department of Labor's COVID-19 policy. Special health precautions may be required.

**FOR FURTHER INFORMATION CONTACT:** S. Aromie Noe, Director, Office of Standards, Regulations, and Variances at 202-693-9440 (voice), [Petitionsformodification@dol.gov](mailto:Petitionsformodification@dol.gov) (email), or 202-693-9441 (fax). [These are not toll-free numbers.]**SUPPLEMENTARY INFORMATION:****I. Introduction**

Under section 101(c) of the Federal Mine Safety and Health Act of 1977, any mine operator or representative of miners may petition to use an alternative approach to comply with a mandatory safety standard. In response, the Secretary of Labor (Secretary) or his or her designee may modify the application of a mandatory safety standard to that mine if the Secretary determines that: (1) An alternative method exists that will guarantee no less protection for the miners affected than that provided by the standard; or (2) the application of the standard will result in a diminution of safety to the affected miners.

MSHA bases the final decision on the petitioner's statements, any comments and information submitted by interested persons, and a field investigation of the conditions at the mine. In some instances, MSHA may approve a petition for modification on the condition that the mine operator complies with other requirements noted in the decision. In other instances, MSHA may deny, dismiss, or revoke a petition for modification. In accordance with 30 CFR 44.5, MSHA publishes every final action granting a petition for modification.

**II. Granted Petitions for Modification**

On the basis of the findings of MSHA's investigation, and as designee of the Secretary, MSHA granted or partially granted the petitions for modification below. Since the previous **Federal Register** notice (88 FR 7468) included petitions granted through December 31, 2022, the following are petitions granted between January 1, 2023, and June 30, 2023. The granted petitions are shown in the order that MSHA received them.

- *Docket Number:* M-2021-034-C.

*FR Notice:* 86 FR 71666 (12/17/2021).

*Petitioner:* Rosebud Mining Company, 301 Market Street, Kittanning, Pennsylvania 16201.

*Mine:* Knob Creek Mine, MSHA ID No. 36-09394, located in Indiana County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.1700 (Oil and gas wells).

- *Docket Number:* M–2021–038–C.  
*FR Notice:* 86 FR 72630 (12/22/2021).

*Petitioner:* Peabody Southeast Mining LLC, 701 Market Street, St. Louis, Missouri 63101.

*Mine:* Shoal Creek Mine, MSHA ID No. 01–02901, located in Tuscaloosa and Walker Counties, Alabama.

*Regulation Affected:* 30 CFR 75.500(d) (Permissible electric equipment).

- *Docket Number:* M–2021–039–C.  
*FR Notice:* 86 FR 72630 (12/22/2021).

*Petitioner:* Peabody Southeast Mining LLC, 701 Market Street, St. Louis, Missouri 63101.

*Mine:* Shoal Creek Mine, MSHA ID No. 01–02901, located in Tuscaloosa and Walker Counties, Alabama.

*Regulation Affected:* 30 CFR 75.507–1(a) (Electric equipment other than power-connection points; outby the last open crosscut; return air; permissibility requirements).

- *Docket Number:* M–2021–040–C.  
*FR Notice:* 86 FR 72630 (12/22/2021).

*Petitioner:* Peabody Southeast Mining LLC, 701 Market Street, St. Louis, Missouri 63101.

*Mine:* Shoal Creek Mine, MSHA ID No. 01–02901, located in Tuscaloosa and Walker Counties, Alabama.

*Regulation Affected:* 30 CFR 75.1002(a) (Installation of electric equipment and conductors; permissibility).

- *Docket Number:* M–2022–003–C.  
*FR Notice:* 87 FR 16234 (03/22/2022).

*Petitioner:* Rosebud Mining Company, 301 Market Street, Kittanning, Pennsylvania 16201.

*Mine:* Dutch Run Mine, MSHA ID No. 36–08701, located in Armstrong County, Pennsylvania; Parkwood Mine, MSHA ID No. 36–08785, located in Armstrong County, Pennsylvania; Madison Mine, MSHA ID No. 36–09127, located in Cambria County, Pennsylvania; Lowry Mine, MSHA ID No. 36–09287, located in Indiana County, Pennsylvania; Cresson Mine, MSHA ID No. 36–09308, located in Cambria County, Pennsylvania; Barrett Mine, MSHA ID No. 36–09342, located in Indiana County, Pennsylvania; Penfield Mine, MSHA ID No. 36–09355, located in Clearfield County, Pennsylvania; Mine 78, MSHA ID No. 36–09371, located in Somerset County, Pennsylvania; Kocjancic Mine, MSHA ID No. 36–09436, located in Jefferson County, Pennsylvania; Brush Valley Mine, MSHA ID No. 36–09437, located in Indiana County, Pennsylvania; Harmony Mine, MSHA ID No. 36–09477, located in Clearfield County, Pennsylvania; Crooked Creek Mine, MSHA ID No. 36–09972, located in Indiana County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.1700 (Oil and gas wells).

- *Docket Number:* M–2022–005–C.  
*FR Notice:* 87 FR 28846 (05/11/2022).

*Petitioner:* Ramaco Resources, LLC, P.O. Box 219, Verner, West Virginia 25650.

*Mine:* Berwind Deep Mine, MSHA ID No. 46–09533, located in McDowell County, West Virginia.

*Regulation Affected:* 30 CFR 75.364(b)(2) (Weekly examination).

- *Docket Number:* M–2022–015–C.  
*FR Notice:* 87 FR 55044 (09/08/2022).

*Petitioner:* Iron Cumberland, LLC, 576 Maple Run Road, Waynesburg, Pennsylvania 15370.

*Mine:* Cumberland Mine, MSHA ID No. 36–05018, located in Greene County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.500(d) (Permissible electric equipment).

- *Docket Number:* M–2022–016–C.  
*FR Notice:* 87 FR 55042 (09/08/2022).

*Petitioner:* Iron Cumberland, LLC, 576 Maple Run Road, Waynesburg, Pennsylvania 15370.

*Mine:* Cumberland Mine, MSHA ID No. 36–05018, located in Greene County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.507–1(a) (Electric equipment other than power-connection points; outby the last open crosscut; return air; permissibility requirements).

- *Docket Number:* M–2022–017–C.  
*FR Notice:* 87 FR 55043 (09/08/2022).

*Petitioner:* Iron Cumberland, LLC, 576 Maple Run Road, Waynesburg, Pennsylvania 15370.

*Mine:* Cumberland Mine, MSHA ID No. 36–05018, located in Greene County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.1002(a) (Installation of electric equipment and conductors; permissibility).

- *Docket Number:* M–2022–023–C.  
*FR Notice:* 87 FR 68199 (11/14/2022).

*Petitioner:* Panther Creek Mining, 250 West Main Street, Suite 2000, Lexington, Kentucky 40507.

*Mine:* Maple Eagle No. 1 Mine, MSHA ID No. 46–04236, located in Fayette County, West Virginia.

*Regulation Affected:* 30 CFR 75.1002(a) (Installation of electric equipment and conductors; permissibility).

- *Docket Number:* M–2022–024–C.  
*FR Notice:* 87 FR 68195 (11/14/2022).

*Petitioner:* Panther Creek Mining, 250 West Main Street, Suite 2000, Lexington, Kentucky 40507.

*Mine:* Maple Eagle No. 1 Mine, MSHA ID No. 46–04236, located in Fayette County, West Virginia.

*Regulation Affected:* 30 CFR 75.507–1(a) (Electric equipment other than

power-connection points; outby the last open crosscut; return air; permissibility requirements).

- *Docket Number:* M–2022–025–C.  
*FR Notice:* 87 FR 68197 (11/14/2022).

*Petitioner:* Panther Creek Mining, 250 West Main Street, Suite 2000, Lexington, Kentucky 40507.

*Mine:* Maple Eagle No. 1 Mine, MSHA ID No. 46–04236, located in Fayette County, West Virginia.

*Regulation Affected:* 30 CFR 75.500(d) (Permissible electric equipment).

- *Docket Number:* M–2022–026–C.  
*FR Notice:* 87 FR 73043 (11/28/2022).

*Petitioner:* Crimson Oak Grove Resources, LLC, 8800 Oak Grove Mine Road, Adger, Alabama 35006.

*Mine:* Oak Grove Mine, MSHA ID No. 01–00851, located in Jefferson County, Alabama.

*Regulation Affected:* 30 CFR 75.1002(a) (Installation of electric equipment and conductors; permissibility).

- *Docket Number:* M–2022–027–C.  
*FR Notice:* 87 FR 73042 (11/28/2022).

*Petitioner:* Crimson Oak Grove Resources, LLC, 8800 Oak Grove Mine Road, Adger, Alabama 35006.

*Mine:* Oak Grove Mine, MSHA ID No. 01–00851, located in Jefferson County, Alabama.

*Regulation Affected:* 30 CFR 75.507–1(a) (Electric equipment other than power-connection points; outby the last open crosscut; return air; permissibility requirements).

- *Docket Number:* M–2022–028–C.  
*FR Notice:* 87 FR 73046 (11/28/2022).

*Petitioner:* Crimson Oak Grove Resources, LLC, 8800 Oak Grove Mine Road, Adger, Alabama 35006.

*Mine:* Oak Grove Mine, MSHA ID No. 01–00851, located in Jefferson County, Alabama.

*Regulation Affected:* 30 CFR 75.500(d) (Permissible electric equipment).

- *Docket Number:* M–2022–029–C.  
*FR Notice:* 87 FR 73044 (11/28/2022).

*Petitioner:* Ramaco Resources, LLC, P.O. Box 219, Verner, West Virginia 25650.

*Mine:* Mine No. 1, MSHA ID No. 44–07369, located in Tazewell County, Virginia.

*Regulation Affected:* 30 CFR 75.500(d) (Permissible electric equipment).

- *Docket Number:* M–2022–030–C.  
*FR Notice:* 87 FR 73040 (11/28/2022).

*Petitioner:* Ramaco Resources, LLC, PO Box 219, Verner, West Virginia 25650

*Mine:* Mine No. 1, MSHA ID No. 44–07369, located in Tazewell County, Virginia

*Regulation Affected:* 30 CFR 75.507–1(a) (Electric equipment other than power-connection points; outby the last

open crosscut; return air; permissibility requirements).

- *Docket Number:* M–2022–031–C.

*FR Notice:* 87 FR 73047 (11/28/2022).

*Petitioner:* Ramaco Resources, LLC, P.O. Box 219, Verner, West Virginia 25650.

*Mine:* Mine No. 1, MSHA ID No. 44–07369, located in Tazewell County, Virginia.

*Regulation Affected:* 30 CFR 75.1002(a) (Installation of electric equipment and conductors; permissibility).

**Song-ae Aromie Noe,**

*Director, Office of Standards, Regulations, and Variances.*

[FR Doc. 2023–17644 Filed 8–16–23; 8:45 am]

**BILLING CODE 4520–43–P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 99902052; NRC–2023–0143]

### NuScale Power, LLC; Carbon Free Power Project

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Limited work authorization application; receipt.

**SUMMARY:** The Nuclear Regulatory Commission (NRC, the Commission) has received a limited work authorization (LWA) application from Carbon Free Power Project, (CFPP) LLC to conduct certain early construction activities at the Idaho National Laboratory (INL) for which either a construction permit or a combined license would otherwise be required.

**DATES:** August 17, 2023.

**ADDRESSES:** Please refer to Docket ID NRC–2023–0143 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–2023–0143. 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, at 301–415–4737, or by email to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov). The CFPP application for LWA is available in ADAMS under Package Accession No. ML23212A007.

- *NRC’s PDR:* The PDR, where you may examine and order copies of publicly available documents, is open by appointment. To make an appointment to visit the PDR, please send an email to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov) or call 1–800–397–4209 or 301–415–4737, between 8 a.m. and 4 p.m. eastern time (ET), Monday through Friday, except Federal holidays.

#### FOR FURTHER INFORMATION CONTACT:

Omid Tabatabai, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, telephone: 301–415–6616, email: [Omid.Tabatabai@nrc.gov](mailto:Omid.Tabatabai@nrc.gov).

#### SUPPLEMENTARY INFORMATION:

On July 31, 2023, NuScale Power, LLC, (NuScale) on behalf of Carbon Free Power Project (CFPP) LLC, filed an application for a limited work authorization (LWA) with the NRC pursuant to part 50 of title 10 of the *Code of Federal Regulations* (10 CFR), “Domestic Licensing of Production and Utilization Facilities,” paragraph 50.10(d), “Request for limited work authorization,” along with a request for exemption from certain requirements in paragraph 50.10(c), “Requirement for construction permit, early site permit authorizing limited work authorization activities, combined license, or limited work authorization.” The applicant submitted its LWA request as part of a “phased” combined license application pursuant to 10 CFR part 52, “Licenses, Certifications, and Approvals for Nuclear Power Plants.” CFPP plans to submit a combined license application to the NRC in January 2024 to construct and operate a 6-module NuScale small modular reactor plant at INL. The information submitted by the applicant includes a request for approval of certain early construction activities at the CFPP site.

If the NRC staff finds the LWA application acceptable for docketing, the staff will begin a detailed technical review of the application. Subsequent **Federal Register** notices will address the acceptability of the tendered LWA application for docketing and opportunities for participation of the public during the course of the staff’s review.

A copy of the application is available for public inspection at <https://www.nrc.gov/reactors/new-reactors/smr/licensing-activities/pre-application-activities/idaho-national-labs-preapp.html>.

Dated: August 14, 2023.

For the Nuclear Regulatory Commission.

**Omid Tabatabai-Yazdi,**

*Senior Project Manager, New Reactor Licensing Branch, Division of New and Renewed Licenses, Office of Nuclear Reactor Regulation.*

[FR Doc. 2023–17723 Filed 8–16–23; 8:45 am]

**BILLING CODE 7590–01–P**

## NUCLEAR REGULATORY COMMISSION

### 708th Meeting of the Advisory Committee on Reactor Safeguards (ACRS)

In accordance with the purposes of sections 29 and 182b of the Atomic Energy Act (42 U.S.C. 2039, 2232(b)), the Advisory Committee on Reactor Safeguards (ACRS) will hold meetings on September 6–8, 2023. The Committee will be conducting meetings that will include some Members being physically present at the NRC while other Members participate remotely. Interested members of the public are encouraged to participate remotely in any open sessions via MS Teams or via phone at 301–576–2978, passcode 21085302#. A more detailed agenda including the MSTeams link may be found at the ACRS public website at <https://www.nrc.gov/reading-rm/doc-collections/acrs/agenda/index.html>. If you would like the MSTeams link forwarded to you, please contact the Designated Federal Officer as follows: [Quynh.Nguyen@nrc.gov](mailto:Quynh.Nguyen@nrc.gov), or [Lawrence.Burkhart@nrc.gov](mailto:Lawrence.Burkhart@nrc.gov).

#### Wednesday, September 6, 2023

*8:30 a.m.–8:35 a.m.: Opening Remarks by the ACRS Chairman* (Open)—The ACRS Chairman will make opening remarks regarding the conduct of the meeting.

*8:35 a.m.–10:30 a.m.: Revision of Regulatory Guide (RG) 1.183, “Alternative Radiological Source Terms for Evaluating Design Basis Accidents at Nuclear Power Reactors”* (Open/Closed)—The Committee will have presentations and discussions with representatives from EPRI and the NRC staff regarding the subject topic. [Note: Pursuant to 5 U.S.C 552b(c)(4), a portion of this session may be closed in order to discuss and protect information designated as proprietary.]