

Approved For Publication

The Commission delegated to the EDO (10 CFR 1.32(c)) the authority to develop and promulgate rules as defined in the APA (5 U.S.C. 551(4)) subject to the limitations in NRC Management Directive 9.17, Organization and Functions, Office of the Executive Director for Operations, paragraphs 0213, 038, 039, and 0310.

The attached direct final rule, entitled "List of Approved Spent Fuel Storage Casks: VSC-24 Revision 6," amends 10 CFR Part 72 by revising the BNG Fuel Solutions Corporation VSC-24 cask system listing within the "List of approved spent fuel storage casks." This amendment will allow the holders of power reactor operating licenses to store spent fuel in the cask under the revised conditions under a general license. Amendment No. 6 to VSC-24 Certificate of Compliance (CoC) No. 1007 will revise the Technical Specification (TS) requirements related to periodic monitoring during storage operation. Specifically, the amendment will eliminate TS 1.3.4 that requires daily temperature measurement of the cask. The daily temperature measurement is not required because the daily visual inspection of the cask inlet and outlet vent screens, required by TS 1.3.1, provides the capability to determine when corrective action needs to be taken to maintain safe storage conditions under the requirements in 10 CFR 72.122(h)(4). This is because the visual inspection will determine if the cask inlets and outlets were blocked (the focus of the thermal analysis submitted by the CoC holder). The amendment will also revise TS 1.2.3 to correspond with TS 1.3.1 by revising the method of thermal performance evaluation to allow for daily temperature surveillance after the cask has reached thermal equilibrium. In addition, the amendment will update editorial changes associated with the company name change from BNFL Fuel Solutions Corporation to BNG Fuel Solutions Corporation.

This direct final rule does not constitute a significant question of policy, nor does it amend regulations contained in 10 CFR Parts 7, 8, or 9, Subpart C, concerning matters of policy. I, therefore, find that this rule is within the scope of my rulemaking authority and am proceeding to issue it.

March 3, 2006
Date

/RA/
Luis A. Reyes,
Executive Director for Operations.