

<INSERT: Date notice is signed>

MEMORANDUM TO: Chairman Kristine L. Svinicki
Commissioner Jeff Baran
Commissioner Stephen G. Burns
Commissioner Annie Caputo
Commissioner David A. Wright

FROM: Margaret M. Doane
Executive Director for Operations

SUBJECT: NOTICE OF DIRECT FINAL RULE SIGNED BY THE EXECUTIVE
DIRECTOR FOR OPERATIONS (RIN 3150-AK12; NRC-2018-0075)

On <INSERT: Date action was signed>, I approved a direct final rule, along with a companion proposed rule, that amends the U.S. Nuclear Regulatory Commission's spent fuel storage regulations by revising the NAC International NAC-UMS® listing within section 72.214 of Title 10 of the *Code of Federal Regulations* (10 CFR) to add Amendment No. 6 to Certificate of Compliance (CoC) No. 1015. Amendment No. 6 revises the CoC's technical specifications to: 1) remove a redundant requirement for inspection of the concrete cask and canister; 2) revise a limiting condition of operation (LCO) for heat removal to clarify that "LCO not met" means that the concrete heat removal system is inoperable; 3) remove an inspection requirement that is already covered by LCO surveillance requirements for off-normal, accident, or natural phenomenon events; and 4) clarify that "immediate" restoration of a concrete cask's heat removal capabilities means "within the design-basis time limit" in section 11.2.13 of the Final Safety Analysis Report, "or within the time limit for a less than design-basis heat load case, as evaluated." Amendment No. 6 also clarifies that an LCO for loaded cask surface dose rates applies prior to storage conditions, when dose rates will be highest.

This notice informs the Commission that, in accordance with the rulemaking authority delegated to the Executive Director for Operations, I have signed this direct final rule and companion proposed rule and propose to forward them on <INSERT: 5 days after date of this notice>, to the Office of the Federal Register for publication, unless otherwise directed by the Commission.

This direct final rule does not constitute a significant question of policy, nor does it amend regulations contained in 10 CFR part 7, "Advisory Committees;" or subpart C, "Government in the Sunshine Act Regulations," of 10 CFR part 9, "Public Records," concerning matters of policy. I therefore find that this direct final rule is within the scope of my rulemaking authority, and I intend to transmit the direct final rule to the Office of the Federal Register consistent with the discussion above.

The direct final rule and companion proposed rule are available in the NRC's Agencywide Documents Access and Management System under package Accession No. ML18211A693.