Nuclear Regulatory Commission

NUREG; issuance.

AGENCY: Nuclear Regulatory Commission.

ACTION: NUREG; issuance.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is issuing NUREG–1927, Revision 1 (ADAMS Accession No. ML16179A148), to provide greater detail and clarity for the various elements of the staff’s safety review of renewal applications for specific ISFSI licenses and certificates of compliance of spent fuel dry storage systems. Through the development of NUREG–1927, Revision 1, the staff engaged with stakeholders in public meetings to obtain input on potential changes to the guidance. The staff developed the draft NUREG–1927, Revision 1, which addressed the staff’s recent review experience with spent fuel storage renewal reviews and the valuable input received from stakeholders. The draft NUREG–1927, Revision 1, was published for public comment on July 7, 2015 (80 FR 38780). The staff considered public comments received on the draft guidance in preparing the final NUREG–1927, Revision 1. The public comments are located in ADAMS under Accession No. ML15356A560. The staff also prepared responses to the public comments (ADAMS Accession No. ML16125A354).

II. Backfitting and Issue Finality Provisions

NUREG–1927, Revision 1, provides guidance to the NRC staff for the safety review of renewal applications for specific ISFSI licenses and certificates of compliance of spent fuel dry storage systems. This revision to NUREG–1927 does not present a new staff position, but only clarifies and expands upon information previously provided. Issuance of this NUREG would not constitute backfitting as defined in the backfitting provisions in section 72.62 of title 10 of the Code of Federal Regulations (10 CFR), which are applicable to specific ISFSI licensees. Issuance of the NUREG would also not constitute backfitting under 10 CFR 50.109, or otherwise be inconsistent with the issue finality provisions in 10 CFR part 52, which are applicable to general ISFSI licensees using the certificates of compliance. The NRC’s position is based upon the following considerations.

1. The NUREG positions do not constitute backfitting, inasmuch as the NUREG is internal guidance directed at the NRC staff with respect to their regulatory responsibilities.

The NUREG provides guidance to the staff on how to review an application for the NRC’s regulatory approval in the form of licensing. Changes in internal staff guidance are not matters for which ISFSI applicants or general ISFSI licensees using certificates of compliance are protected under the backfitting provisions in 10 CFR 72.62 and 10 CFR 50.109, or the issue finality provisions of 10 CFR part 52.

2. The NRC staff has no intention to impose the NUREG positions on existing licensees and regulatory approvals, either now or in the future.

The staff does not intend to impose or apply the positions described in the NUREG to existing (already issued) licenses and regulatory approvals. Therefore, the issuance of this NUREG— even if considered guidance which is within the purview of the issue finality provisions in part 52—need not be...
evaluated as if it were a backfit or as being inconsistent with issue finality provisions. If, in the future, the staff seeks to impose a position in the NUREG on holders of already issued licenses in a manner which does not provide issue finality as described in the applicable issue finality provision, then the staff must make the showing as set forth in the backfitting provisions in 10 CFR 72.62 and 10 CFR 50.109, or address the criteria for avoiding issue finality as described in the applicable issue finality provision in 10 CFR part 52.

3. Backfitting and issue finality do not—with limited exceptions not applicable here—protect current or future applicants.

Applicants and potential applicants are not, with certain exceptions, protected by the backfitting provisions in 10 CFR 72.62 or 10 CFR 50.109, or any issue finality provisions under part 52. This is because neither of the backfitting provisions in parts 72 and 50, nor the issue finality provisions under part 52—-with certain exclusions discussed below—were intended to apply to every NRC action which substantially changes the expectations of current and future applicants. The exceptions to the general principle are applicable whenever an applicant references a part 52 license (e.g., an early site permit) and/or NRC regulatory approval (e.g., a design certification rule) with specified issue finality provisions. However, the matters address in this NUREG are not subject matters or issues for which issue finality protection is provided.

III. Congressional Review Act

This NUREG is a rule as defined in the Congressional Review Act (5 U.S.C. 801–808). However, the Office of Management and Budget has not found it to be a major rule as defined in the Congressional Review Act.

Dated at Rockville, Maryland, this 28 day of June 2016.

For the Nuclear Regulatory Commission.

Anthony H. Hsieh,
Deputy Director, Division of Spent Fuel Management, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 2016–15951 Filed 7–5–16; 8:45 am]

OFFICE OF PERSONNEL MANAGEMENT

Submission for Review: Presidential Management Fellows (PMF) Application, 3206–0082


ACTION: 60-Day notice and request for comments.

SUMMARY: The Office of Personnel Management (OPM) offers the general public and other Federal agencies the opportunity to comment on a proposed collection of information which contains language that is substantially different from the current collection, or proposes to use this information to evaluate a new position or to take a position in a new area. The purpose of this proposed information collection is to collect information from applicants and potential applicants that will help OPM make the selection of Fellows.

DATES: Comments are encouraged and will be accepted until September 6, 2016. This process is conducted in accordance with 5 CFR 1320.1.

ADDRESSES: Interested persons are invited to submit written comments on the proposed information collection to the U.S. Office of Personnel Management, PMF Program Office, Attention: Rob Timmins, 1900 E Street NW., Room 6500, Washington, DC 20415, or sent via electronic mail to pmf@opm.gov.

FOR FURTHER INFORMATION CONTACT: A copy of this ICR, with applicable supporting documentation, may be obtained by contacting the U.S. Office of Personnel Management, PMF Program Office, Attention: Rob Timmins, 1900 E Street NW., Room 6500, Washington, DC 20415, or sent via electronic mail to pmf@opm.gov.

SUPPLEMENTARY INFORMATION: Executive Order 13562, Recruiting and Hiring Students and Recent Graduates, and implementing regulations increased the applicant window of eligibility. Students about to complete an advanced degree and individuals who completed an advanced degree, from an accredited academic institution, within the two years prior to the opening date will use the application to apply for the Presidential Management Fellows (PMF) Program. Advanced degree is defined as a master’s, professional, or doctorate degree.

The annual application is available as an embedded link with an announcement posted on USAJOBS (www.usajobs.gov). Applicants are asked to submit a resume and transcript; submit supporting documentation for claiming veterans’ preference or Indian preference, or requesting reasonable accommodations; complete an on-line assessment; and, submit three essays as part of the assessment process. Information on the PMF Program and the application process can be found at www.pmf.gov.

Analysis


Title: Presidential Management Fellows (PMF) Application.

OMB Number: 3206–0082.

Affected Public: Current graduate students who are expected to complete their advanced degree requirements by August 31st of the following year upon applying and individuals who obtained an advanced degree within the previous two years from the annual application launching, from an accredited academic institution.