



## NUCLEAR REGULATORY COMMISSION

10 CFR Part 72

[NRC-2024-0182]

RIN 3150-AL22

### List of Approved Spent Fuel Storage Casks: Holtec International HI-STORM UMAX Canister Storage System, Certificate of Compliance No. 1040, Revision 1 to Amendment Nos. 0 through 2

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Direct final rule.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is amending its spent fuel storage regulations by revising the Holtec International HI-STORM UMAX Canister Storage System listing within the “List of approved spent fuel storage casks” to include Revision 1 to Amendment Nos. 0 through 2 to Certificate of Compliance (CoC) No. 1040. Revision 1 to Amendment Nos. 0 through 2 updates the CoC appendix A technical specifications for radiation protection and the associated bases information to clearly articulate the basis for the dose rate limits for the closure lids, modify the dose rate limit values and the description of the location of the dose rate measurements, and make other editorial changes.

**DATES:** This direct final rule is effective [INSERT DATE 75 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*], unless significant adverse comments are received by [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*]. If this direct final rule is withdrawn as a result of such comments, timely notice of the withdrawal will be published in the *Federal Register*. Comments received after this date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date.

Comments received on this direct final rule will also be considered to be comments on a companion proposed rule published in the Proposed Rules section of this issue of the *Federal Register*.

**ADDRESSES:** Submit your comments, identified by Docket ID NRC-2024-0182, at <https://www.regulations.gov>. If your material cannot be submitted using <https://www.regulations.gov>, call or email the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document for alternate instructions.

You can read a plain language description of this direct final rule at <https://www.regulations.gov/docket/NRC-2024-0182>. For additional direction on obtaining information and submitting comments, see “Obtaining Information and Submitting Comments” in the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** George Tartal, Office of Nuclear Materials Safety and Safeguards, telephone: 301-415-0016, email: [George.Tartal@nrc.gov](mailto:George.Tartal@nrc.gov) and Kristina Banovac, Office of Nuclear Materials Safety and Safeguards, telephone: 301-415-7116, email: [Kristina.Banovac@nrc.gov](mailto:Kristina.Banovac@nrc.gov). Both are staff of the U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

**SUPPLEMENTARY INFORMATION:**

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**I. Obtaining Information and Submitting Comments**

## A. Obtaining Information

Please refer to Docket ID NRC-2024-0182 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-2024-0182. Address questions about NRC dockets to Helen Chang, telephone: 301-415-3228, email: [Helen.Chang@nrc.gov](mailto:Helen.Chang@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](mailto: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:** 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, Monday through Friday, except Federal holidays.

## B. Submitting Comments

The NRC encourages electronic comment submission through the Federal rulemaking website (<https://www.regulations.gov>). Please include Docket ID NRC-2024-0182 in your comment submission.

The NRC cautions you not to include identifying or contact information that you do not want to be publicly disclosed in your comment submission. 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. Rulemaking Procedure

This rule is limited to the changes contained in Revision 1 to Amendment Nos. 0 through 2 to CoC No. 1040 and does not include other aspects of the Holtec International HI-STORM UMAX Canister Storage System design. The NRC is using the “direct final rule procedure” to issue this revision because it represents a limited and routine change to an existing CoC that is expected to be non-controversial. Adequate protection of public health and safety continues to be reasonably assured. The amendment to the rule will become effective on **[INSERT DATE 75 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*]**. However, if the NRC receives any significant adverse comment on this direct final rule by **[INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*]**, then the NRC will publish a document that withdraws this action and will subsequently address the comments received in a final rule as a response to the companion proposed rule published in the Proposed Rules section of this issue of the *Federal Register* or as otherwise appropriate. In general, absent significant modifications to the proposed revisions requiring republication, the NRC will not initiate a second comment period on

this action.

A significant adverse comment is a comment where the commenter explains why the rule would be inappropriate, including challenges to the rule's underlying premise or approach, or would be ineffective or unacceptable without a change. A comment is adverse and significant if:

1) The comment opposes the rule and provides a reason sufficient to require a substantive response in a notice-and-comment process. For example, a substantive response is required when:

a) The comment causes the NRC to reevaluate (or reconsider) its position or conduct additional analysis;

b) The comment raises an issue serious enough to warrant a substantive response to clarify or complete the record; or

c) The comment raises a relevant issue that was not previously addressed or considered by the NRC.

2) The comment proposes a change or an addition to the rule, and it is apparent that the rule would be ineffective or unacceptable without incorporation of the change or addition.

3) The comment causes the NRC to make a change (other than editorial) to the rule, CoC, or technical specifications.

### **III. Background**

Section 218(a) of the Nuclear Waste Policy Act of 1982, as amended, requires that “[t]he Secretary [of the Department of Energy] shall establish a demonstration program, in cooperation with the private sector, for the dry storage of spent nuclear fuel at civilian nuclear power reactor sites, with the objective of establishing one or more technologies that the [Nuclear Regulatory] Commission may, by rule, approve for use at the sites of civilian nuclear power reactors without, to the maximum extent practicable,

the need for additional site-specific approvals by the Commission.” Section 133 of the Nuclear Waste Policy Act states, in part, that “[t]he Commission shall, by rule, establish procedures for the licensing of any technology approved by the Commission under Section 219(a) [sic: 218(a)] for use at the site of any civilian nuclear power reactor.”

To implement this mandate, the Commission approved dry storage of spent nuclear fuel in NRC-approved casks under a general license by publishing a final rule that added a new subpart K in part 72 of title 10 of the *Code of Federal Regulations* (10 CFR) entitled “General License for Storage of Spent Fuel at Power Reactor Sites” (55 FR 29181; July 18, 1990). This rule also established a new subpart L in 10 CFR part 72 entitled “Approval of Spent Fuel Storage Casks,” which contains procedures and criteria for obtaining NRC approval of spent fuel storage cask designs. The NRC subsequently issued a final rule on March 6, 2015 (80 FR 12073), as corrected (80 FR 15679; March 25, 2015), that approved the Holtec International HI-STORM UMAX Canister Storage System design and added it to the list of NRC-approved cask designs in § 72.214 as CoC No. 1040.

#### **IV. Discussion of Changes**

On May 5, 2023, Holtec International (Holtec) submitted a request to the NRC to revise CoC No. 1040 Amendment Nos. 0 through 2. Holtec supplemented its request on the following dates: January 31, 2024, March 4, 2024, and June 26, 2024. Revision 1 to Amendment Nos. 0 through 2 updates CoC No. 1040 appendix A technical specifications for radiation protection and the associated bases information to clearly articulate the basis for the dose rate limits for the closure lids, and to modify the dose rate limit values and the description of the location of the dose rate measurements. This revision also makes other editorial changes. The changes to the aforementioned documents are identified with revision bars in the margin of each document.

As documented in the preliminary safety evaluation report, the NRC performed a safety evaluation of the proposed CoC revision request. The NRC determined that this revision does not reflect a significant change in design or fabrication of the cask. Specifically, the NRC determined that the design of the cask would continue to maintain confinement, shielding, and criticality control in the event of each evaluated accident condition. In addition, any resulting occupational exposure or offsite dose rates from the implementation of Revision 1 to Amendment Nos. 0 through 2 would remain well within the limits specified by 10 CFR part 20, "Standards for Protection Against Radiation." Thus, the NRC found there will be no significant change in the types or amounts of any effluent released, no significant increase in the individual or cumulative radiation exposure, and no significant increase in the potential for or consequences from radiological accidents.

The NRC determined that the revised HI-STORM UMAX Canister Storage System design, when used under the conditions specified in the CoC, the technical specifications, and the NRC's regulations, will meet the requirements of 10 CFR part 72; therefore, adequate protection of public health and safety will continue to be reasonably assured. When this direct final rule becomes effective, persons who hold a general license under § 72.210 may, consistent with the license conditions under § 72.212, load spent nuclear fuel into Holtec International HI-STORM UMAX Canister Storage System casks that meet the criteria of Revision 1 to Amendment Nos. 0 through 2 to CoC No. 1040.

## **V. Voluntary Consensus Standards**

The National Technology Transfer and Advancement Act of 1995 (Pub. L. 104-113) requires that Federal agencies use technical standards that are developed or adopted by voluntary consensus standards bodies unless the use of such a standard is inconsistent with applicable law or otherwise impractical. In this direct final rule, the NRC

revises the Holtec International HI-STORM UMAX Canister Storage System design listed in § 72.214, “List of approved spent fuel storage casks.” This action does not constitute the establishment of a standard that contains generally applicable requirements.

## **VI. Agreement State Compatibility**

Under the “Agreement State Program Policy Statement” approved by the Commission on October 2, 2017, and published in the *Federal Register* on October 18, 2017 (82 FR 48535), this rule is classified as Compatibility Category NRC – Areas of Exclusive NRC Regulatory Authority. The NRC program elements in this category are those that relate directly to areas of regulation reserved to the NRC by the Atomic Energy Act of 1954, as amended, or the provisions of 10 CFR chapter I. Therefore, compatibility is not required for program elements in this category.

## **VII. Plain Writing**

The Plain Writing Act of 2010 (Pub. L. 111-274) requires Federal agencies to write documents in a clear, concise, and well-organized manner. The NRC has written this document to be consistent with the Plain Writing Act as well as the Presidential Memorandum, “Plain Language in Government Writing,” published June 10, 1998 (63 FR 31885).

## **VIII. Environmental Assessment and Finding of No Significant Impact**

Under the National Environmental Policy Act of 1969, as amended, and the NRC’s regulations in 10 CFR part 51, “Environmental Protection Regulations for Domestic Licensing and Related Regulatory Functions,” the NRC has determined that

this direct final rule, if adopted, would not be a major Federal action significantly affecting the quality of the human environment and, therefore, an environmental impact statement is not required. The NRC has made a finding of no significant impact on the basis of this environmental assessment.

#### A. The Action

The action is to amend § 72.214 to revise the Holtec International HI-STORM UMAX Canister Storage System listing within the “List of approved spent fuel storage casks” to include Revision 1 to Amendment Nos. 0 through 2 to CoC No. 1040.

#### B. The Need for the Action

This direct final rule revises the CoC for the Holtec International HI-STORM UMAX Canister Storage System design within the list of approved spent fuel storage casks to allow power reactor licensees to store spent fuel at reactor sites in casks with the approved modifications under a general license. Specifically, Revision 1 to Amendment Nos. 0 through 2 revises the CoC to update the CoC appendix A technical specifications for radiation protection and the associated bases information to clearly articulate the basis for the dose rate limits for the closure lids, modify the dose rate limit values and the description of the location of the dose rate measurements, and make other editorial changes.

#### C. Environmental Impacts of the Action

On July 18, 1990 (55 FR 29181), the NRC issued an amendment to 10 CFR part 72 to provide for the storage of spent fuel under a general license in cask designs approved by the NRC. The potential environmental impact of using NRC-approved storage casks was analyzed in the environmental assessment for the 1990 final rule. The environmental assessment for this Revision 1 to Amendment Nos. 0 through 2 tiers off of the environmental assessment for the July 18, 1990, final rule. Tiering on past

environmental assessments is a standard process under the National Environmental Policy Act of 1969, as amended.

The Holtec International HI-STORM UMAX Canister Storage System is designed to mitigate the effects of design basis accidents that could occur during storage. Design basis accidents account for human-induced events and the most severe natural phenomena reported for the site and surrounding area. Postulated accidents analyzed for an independent spent fuel storage installation, the type of facility at which a holder of a power reactor operating license would store spent fuel in casks in accordance with 10 CFR part 72, can include tornado winds and tornado-generated missiles, a design basis earthquake, a design basis flood, an accidental cask drop, lightning effects, fire, explosions, and other incidents.

This revision does not reflect a significant change in design or fabrication of the cask. Because there are no significant design or process changes, any resulting occupational exposure or offsite dose rates from the implementation of Revision 1 to Amendment Nos. 0 through 2 would remain well within the 10 CFR part 20 limits. The NRC has also determined that the design of the cask as modified by this rule would maintain confinement, shielding, and criticality control in the event of an accident. Therefore, the proposed changes will not result in any radiological or non-radiological environmental impacts that significantly differ from the environmental impacts evaluated in the environmental assessment supporting the July 18, 1990, final rule. There will be no significant change in the types or significant revisions in the amounts of any effluent released, no significant increase in the individual or cumulative radiation exposures, and no significant increase in the potential for, or consequences from, radiological accidents. The NRC documented its safety findings in the preliminary safety evaluation report.

#### D. Alternative to the Action

The alternative to this action is to deny approval of Revision 1 to Amendment Nos. 0 through 2 and not issue the direct final rule. Consequently, any 10 CFR part 72

general licensee that seeks to load spent nuclear fuel into the Holtec International HI-STORM UMAX Canister Storage System in accordance with the changes described in proposed Revision 1 to Amendment Nos. 0 through 2 would have to request an exemption from the requirements of §§ 72.212 and 72.214. Under this alternative, interested licensees would have to prepare, and the NRC would have to review, a separate exemption request, thereby increasing the administrative burden upon the NRC and the costs to each licensee. The environmental impacts would be the same as the proposed action.

#### E. Alternative Use of Resources

Approval of Revision 1 to Amendment Nos. 0 through 2 to CoC No. 1040 would result in no irreversible and irretrievable commitments of Federal resources.

#### F. Agencies and Persons Contacted

No agencies or persons outside the NRC were contacted in connection with the preparation of this environmental assessment.

#### G. Finding of No Significant Impact

The environmental impacts of the action have been reviewed under the requirements in the National Environmental Policy Act of 1969, as amended, and the NRC's regulations in subpart A of 10 CFR part 51, "Environmental Protection Regulations for Domestic Licensing and Related Regulatory Functions." Based on the foregoing environmental assessment, the NRC concludes that this direct final rule, "List of Approved Spent Fuel Storage Casks: Holtec International HI-STORM UMAX Canister Storage System, Certificate of Compliance No. 1040, Revision 1 to Amendment Nos. 0 through 2," will not have a significant effect on the human environment. Therefore, the NRC has determined that an environmental impact statement is not necessary for this direct final rule.

## **IX. Paperwork Reduction Act Statement**

This direct final rule does not contain any new or amended collections of information subject to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.). Existing collections of information were approved by the Office of Management and Budget, approval number 3150-0132.

## **Public Protection Notification**

The NRC may not conduct or sponsor, and a person is not required to respond to, a request for information or an information collection requirement unless the requesting document displays a currently valid Office of Management and Budget control number.

## **X. Regulatory Flexibility Certification**

Under the Regulatory Flexibility Act of 1980 (5 U.S.C. 605(b)), the NRC certifies that this direct final rule will not, if issued, have a significant economic impact on a substantial number of small entities. This direct final rule affects only nuclear power plant licensees and Holtec. These entities do not fall within the scope of the definition of small entities set forth in the Regulatory Flexibility Act or the size standards established by the NRC (§ 2.810).

## **XI. Regulatory Analysis**

On July 18, 1990 (55 FR 29181), the NRC issued an amendment to 10 CFR part 72 to provide for the storage of spent nuclear fuel under a general license in cask

designs approved by the NRC. Any nuclear power reactor licensee can use NRC-approved cask designs to store spent nuclear fuel if 1) it notifies the NRC in advance; 2) the spent fuel is stored under the conditions specified in the cask's CoC; and 3) the conditions of the general license are met. A list of NRC-approved cask designs is contained in § 72.214. On March 6, 2015 (80 FR 12073), as corrected (80 FR 15679; March 25, 2015), the NRC issued an amendment to 10 CFR part 72 that approved the Holtec International HI-STORM UMAX Canister Storage System by adding it to the list of NRC-approved cask designs in § 72.214.

On May 5, 2023, and as supplemented on January 31, 2024, March 4, 2024, and June 26, 2024, Holtec submitted a request to revise the HI-STORM UMAX Canister Storage System as described in Section IV, "Discussion of Changes," of this document.

The alternative to this action is to withhold approval of Revision 1 to Amendment Nos. 0 through 2 and to require any 10 CFR part 72 general licensee seeking to load spent nuclear fuel into Holtec International HI-STORM UMAX Canister Storage System under the changes described in Revision 1 to Amendment Nos. 0 through 2 to request an exemption from the requirements of §§ 72.212 and 72.214. Under this alternative, each interested 10 CFR part 72 licensee would have to prepare, and the NRC would have to review, a separate exemption request, thereby increasing the administrative burden upon the NRC and the costs to each licensee.

Approval of this direct final rule is consistent with previous NRC actions. Further, as documented in the preliminary safety evaluation report and environmental assessment, this direct final rule will have no adverse effect on public health and safety or the environment. This direct final rule has no significant identifiable impact or benefit on other government agencies. Based on this regulatory analysis, the NRC concludes that the requirements of this direct final rule are commensurate with the NRC's responsibilities for public health and safety and the common defense and security. No other available alternative is believed to be as satisfactory; therefore, this action is recommended.

## **XII. Backfitting and Issue Finality**

General licensees using CoC amendments that are being revised are required to meet the conditions of the revised CoC. The NRC added a condition to the revised CoC No. 1040 that requires the general licensee to implement the revised CoC within six months and perform written evaluations in accordance with 10 CFR 72.212(b)(5), which establish that the cask will conform to the terms, conditions, and specifications of the revised CoC. The six-month timeframe in the condition is considered a standard timeframe for implementation, consistent with the information in Regulatory Issue Summary 2017-05, "Administration of 10 CFR Part 72 Certificate of Compliance Corrections and Revisions." Additionally, the implementation timeframe was recognized by the applicant and the general licensee using this amendment (ML24178A111).

For the following reasons, the NRC has determined that this direct final rule does not constitute backfitting under 10 CFR 72.62, "Backfitting." This direct final rule revises Amendment Nos. 0, 1, and 2 of CoC No. 1040 for the HI-STORM UMAX Canister Storage System, as currently listed in 10 CFR 72.214, "List of approved spent fuel storage casks." Revision 1 to Amendment Nos. 0, 1, and 2 includes changes to CoC appendix A technical specifications for radiation protection and the associated bases information to clearly articulate the basis for the dose rate limits for the closure lids and modify the dose rate limit values and the description of the location of the dose rate measurements.

Holtec has manufactured casks under existing CoC No. 1040, Amendment Nos. 0, 1, or 2, that are being revised by this final rule. As the vendor, Holtec is not within the scope of the backfitting provisions in 10 CFR 72.62.

Under 10 CFR 72.62, general licensees are entities that are within the scope of the backfitting regulations. However, according to Holtec (ML24178A112), no general licensees are currently storing UMAX systems under CoC No. 1040, Amendment Nos. 1

and 2, which are, in part, the subject of these revisions. Therefore, because CoC No. 1040, Amendment Nos. 1 and 2 are not in use by a licensee, the changes in the revision to CoC No. 1040, Amendment Nos. 1 and 2, which are approved in this direct final rule do not fall within the definition of backfitting under 10 CFR 72.62.

Ameren Missouri at its Callaway Energy Center Independent Spent Fuel Storage Installation is the only general licensee using Amendment No. 0 that could be affected by the issuance of Revision 1 to Amendment No. 0. In its letters to Holtec (ML23125A246 and ML24178A113), Ameren Missouri stated that it intends to adopt and implement Revision 1 to Amendment No. 0. Because the licensee voluntarily intends to implement the revision, the issuance of Revision 1 to Amendment No. 0 does not fall within the definition of backfitting under 10 CFR 72.62.

### **XIII. Congressional Review Act**

This direct final rule is not a rule as defined in the Congressional Review Act.

### **XIV. Availability of Documents**

The documents identified in the following table are available to interested persons as indicated.

DOCUMENT	ADAMS ACCESSION NO.
<b>Proposed Certificate of Compliance and Technical Specifications Documents</b>	
User Need Memo for Revision to Amendment Nos. 0, 1, and 2 of the Certificate of Compliance No. 1040 for the HI-STORM UMAX Canister Storage System	ML24179A273
Preliminary Safety Evaluation Report for HI-STORM UMAX, CoC No. 1040, Revision to Amendment Nos. 0, 1, and 2	ML24179A263
Proposed CoC No. 1040, Amendment No. 0, Revision 1	ML24179A266
Proposed CoC No. 1040, Amendment No. 0, Revision 1, Appendix A	ML24179A264
Proposed CoC No. 1040, Amendment No. 0, Revision 1, Appendix B	ML24179A265

Proposed CoC No. 1040, Amendment No. 1, Revision 1	ML24179A269
Proposed CoC No. 1040, Amendment No. 1, Revision 1, Appendix A	ML24179A267
Proposed CoC No. 1040, Amendment No. 1, Revision 1, Appendix B	ML24179A268
Proposed CoC No. 1040, Amendment No. 2, Revision 1	ML24179A272
Proposed CoC No. 1040, Amendment No. 2, Revision 1, Appendix A	ML24179A270
Proposed CoC No. 1040, Amendment No. 2, Revision 1, Appendix B	ML24179A271
<b>Holtec International, Inc. HI-STORM UMAX Canister Storage System Revision 1 to Amendment Nos. 0 through 2 Request Documents</b>	
Letter, "Holtec International - Submittal of Application for Revision to HI-STORM UMAX CoC Amendments 0, 1, and 2," dated May 5, 2023	ML23125A237
Letter, "Holtec International, Submittal of RSI Responses for Revision to HI-STORM UMAX CoC Amendments 0, 1, and 2," dated January 31, 2024	ML24031A659
Letter, "Holtec International, Submittal of RSI Supplemental Information for Revision to HI-STORM UMAX CoC Amendments 0, 1, and 2," dated March 4, 2024	ML24072A501
Letter, "Supplement to Application for Revision to Amendment Nos. 0, 1, and 2 of Certificate of Compliance No. 1040 for HI-STORM UMAX," dated June 26, 2024	ML24178A111
Ameren Missouri letter to Holtec, "Attachment 8 - General Licensee Letters Regarding Revisions," dated March 1, 2023	ML23125A246
Ameren Missouri letter to Holtec, "Ameren Missouri's Intent to Adopt Revision 1 to Amendment 0 of Certificate of Compliance No. 1040 as applicable to the ISFSI at the Callaway Plant Site," dated June 6, 2024	ML24178A113
Email Re: Supplement to Application for Revision to Amendment Nos. 0, 1, and 2 of CoC No. 1040 for HI-STORM UMAX, dated June 26, 2024	ML24178A112

The NRC may post materials related to this document, including public comments, on the Federal rulemaking website at <https://www.regulations.gov> under Docket ID NRC-2024-0182. In addition, the Federal rulemaking website allows members of the public to receive alerts when changes or additions occur in a docket folder. To subscribe: 1) navigate to the docket folder (NRC-2024-0182); 2) click the "Subscribe" link; and 3) enter an email address and click on the "Subscribe" link.

## List of Subjects in 10 CFR Part 72

Administrative practice and procedure, Hazardous waste, Indians, Intergovernmental relations, Nuclear energy, Penalties, Radiation protection, Reporting and recordkeeping requirements, Security measures, Spent fuel, Whistleblowing.

For the reasons set out in the preamble and under the authority of the Atomic Energy Act of 1954, as amended; the Energy Reorganization Act of 1974, as amended; the Nuclear Waste Policy Act of 1982, as amended; and 5 U.S.C. 552 and 553; the NRC is adopting the following amendments to 10 CFR part 72:

### **PART 72 - LICENSING REQUIREMENTS FOR THE INDEPENDENT STORAGE OF SPENT NUCLEAR FUEL, HIGH-LEVEL RADIOACTIVE WASTE, AND REACTOR-RELATED GREATER THAN CLASS C WASTE**

1. The authority citation for part 72 continues to read as follows:

**Authority:** Atomic Energy Act of 1954, secs. 51, 53, 57, 62, 63, 65, 69, 81, 161, 182, 183, 184, 186, 187, 189, 223, 234, 274 (42 U.S.C. 2071, 2073, 2077, 2092, 2093, 2095, 2099, 2111, 2201, 2210e, 2232, 2233, 2234, 2236, 2237, 2238, 2273, 2282, 2021); Energy Reorganization Act of 1974, secs. 201, 202, 206, 211 (42 U.S.C. 5841, 5842, 5846, 5851); National Environmental Policy Act of 1969 (42 U.S.C. 4332); Nuclear Waste Policy Act of 1982, secs. 117(a), 132, 133, 134, 135, 137, 141, 145(g), 148, 218(a) (42 U.S.C. 10137(a), 10152, 10153, 10154, 10155, 10157, 10161, 10165(g), 10168, 10198(a)); 44 U.S.C. 3504 note.

2. In § 72.214, Certificate of Compliance No. 1040 is revised to read as follows:

#### **§ 72.214 List of approved spent fuel storage casks.**

\* \* \* \* \*

Certificate Number: 1040.

Initial Certificate Effective Date: April 6, 2015, superseded by Initial Certificate, Revision

1 Effective Date: **[INSERT DATE 75 DAYS FROM DATE OF PUBLICATION IN THE FEDERAL REGISTER].**

Amendment Number 1 Effective Date: September 8, 2015, superseded by Amendment Number 1, Revision 1 Effective Date: **[INSERT DATE 75 DAYS FROM DATE OF PUBLICATION IN THE FEDERAL REGISTER]**.

Amendment Number 2 Effective Date: January 9, 2017, superseded by Amendment Number 2, Revision 1 Effective Date: **[INSERT DATE 75 DAYS FROM DATE OF PUBLICATION IN THE FEDERAL REGISTER]**.

Amendment Number 3 [Reserved]

Amendment Number 4 Effective Date: January 25, 2021.

SAR Submitted by: Holtec International, Inc.

SAR Title: Final Safety Analysis Report for the Holtec International HI-STORM UMAX Canister Storage System.

Docket Number: 72-1040.

Certificate Expiration Date: April 6, 2035.

Model Number: MPC-37, MPC-89.

\* \* \* \* \*

Dated: January 16, 2025.

For the Nuclear Regulatory Commission.

Mirela Gavrilas,  
Executive Director for Operations.

[FR Doc. 2025-02208 Filed: 2/3/2025 8:45 am; Publication Date: 2/4/2025]