

installations. As such, RTR licensing does not rely or depend on the Waste Confidence Rule. The NRC staff's memo documenting this review can be found in the NRC's Agencywide Documents Access and Management System under Accession No. ML13071A642.

Dated at Rockville, Maryland, this 1st day of May 2013.

For the Nuclear Regulatory Commission.

**Alexander Adams, Jr.,**

*Chief, Research and Test Reactors Licensing Branch, Division of Policy and Rulemaking, Office of Nuclear Reactor Regulation.*

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-326; NRC-2010-0217]

### University of California, Irvine; License Renewal for University of California, Irvine Nuclear Reactor Facility; Supplemental Information

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice; supplemental information.

**SUMMARY:** The Nuclear Regulatory Commission (NRC) published a notice in the **Federal Register** on February 13, 2012 (77 FR 7610-7613), "Notice of Availability of Environmental Assessment and Finding of No Significant Impact for the License Renewal for University of California, Irvine Nuclear Reactor Facility," to inform the public that the NRC is considering issuance of a renewed Facility License No. R-116 for the Regents of the University of California (the licensee) which would authorize continued operation of the University of California, Irvine Nuclear Reactor Facility. The notice provided the NRC staff's review of the Environmental Assessment and Finding of No Significant Impact for the University of California, Irvine Nuclear Reactor Facility. This action is necessary to provide the public with supplemental information regarding the U.S. Court of Appeals Waste Confidence Ruling and NRC staff review of the ruling showing the non-applicability to research and test reactor licensing.

**ADDRESSES:** Please refer to Docket ID NRC-2010-0217 when contacting the NRC about the availability of information regarding this document. You may access information related to this document, which the NRC possesses and is publicly available, using any of the following methods:

- *Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search for Docket ID NRC-2010-0217. Address questions about NRC dockets to Carol Gallagher; telephone: 301-492-3668; email: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov). For technical questions, contact the individual(s) listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may access publicly available documents online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "ADAMS Public Documents" and then 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).

- *NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

**FOR FURTHER INFORMATION CONTACT:**

Jason A. Lising, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone 301-415-3841, email: [Jason.Lising@nrc.gov](mailto:Jason.Lising@nrc.gov).

**SUPPLEMENTARY INFORMATION:** On June 8, 2012, the U.S. Court of Appeals for the District of Columbia Circuit found that some aspects of the 2010 Waste Confidence Rulemaking did not satisfy the NRC's National Environmental Policy Act obligations and vacated the rulemaking. On August 7, 2012, the Commission directed the NRC staff not to issue any licenses dependent on the Waste Confidence Rule until the court's remand has been appropriately addressed. NRC staff analyzed the Waste Confidence Rule (part 51.23 of Title 10 of the *Code of Federal Regulations* (10 CFR), "Temporary Storage of Spent Fuel after Cessation of Reactor Operation- Generic Determination of No Significant Environmental Impact,") as well as supplemental information, and concluded that 10 CFR 51.23 does not specifically refer to research and test reactors (RTRs), only to power reactors and independent spent fuel storage installations. As such, RTR licensing does not rely or depend on the Waste Confidence Rule. The NRC staff's memo documenting this review can be found in the NRC Agencywide Documents Access and Management System under Accession No. ML13071A642.

Dated at Rockville, Maryland, this 1st day of May, 2013.

For the Nuclear Regulatory Commission.

**Alexander Adams, Jr.,**

*Chief, Research and Test Reactors Licensing Branch, Division of Policy and Rulemaking, Office of Nuclear Reactor Regulation.*

[FR Doc. 2013-10925 Filed 5-7-13; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

### Request To Amend a License To Export Radioactive Waste

Pursuant to 10 CFR 110.70 (b) "Public Notice of Receipt of an Application," please take notice that the Nuclear Regulatory Commission (NRC) has received the following request for an export license amendment. Copies of the request are available electronically through ADAMS and can be accessed through the Public Electronic Reading Room (PERR) link <http://www.nrc.gov/reading-rm.html> at the NRC Home page.

A request for a hearing or petition for leave to intervene may be filed within thirty days after publication of this notice in the **Federal Register**. Any request for hearing or petition for leave to intervene shall be served by the requestor or petitioner upon the applicant, the office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555; the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555; and the Executive Secretary, U.S. Department of State, Washington, DC 20520.

A request for a hearing or petition for leave to intervene may be filed with the NRC electronically in accordance with NRC's E-Filing rule promulgated in August 2007, 72 FR 49139 (Aug. 28, 2007). Information about filing electronically is available on the NRC's public Web site at <http://www.nrc.gov/site-help/e-submittals.html>. To ensure timely electronic filing, at least 5 (five) days prior to the filing deadline, the petitioner/requestor should contact the Office of the Secretary by email at [HEARINGDOCKET@NRC.GOV](mailto:HEARINGDOCKET@NRC.GOV), or by calling (301) 415-1677, to request a digital ID certificate and allow for the creation of an electronic docket.

In addition to a request for hearing or petition for leave to intervene, written comments, in accordance with 10 CFR 110.81, should be submitted within thirty (30) days after publication of this notice in the **Federal Register** to Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Rulemaking and Adjudications.

The information concerning this export license amendment application follows.

## NRC EXPORT LICENSE AMENDMENT APPLICATION

## Description of Material

Name of applicant Date of application Date received Application No. Docket No.	Material type	Total quantity	End use	Country of destination
Perma-Fix Northwest, Inc.; April 15, 2013; April 23, 2013; XW012/03; 11005699.	No change in material (Class A radioactive waste).	No increase (up to a maximum total of 5,500 tons of low-level waste).	Amend to add two additional Atomic Energy of Canada Limited facilities as "Ultimate Foreign Consignee(s)." No other changes to the existing license which authorizes the export of non-conforming waste and/or waste resulting from processing materials imported under IW022 (and subsequent amendments).	Canada.

Dated this 29th day of April 2013 at Rockville, Maryland.  
For the Nuclear Regulatory Commission.

**Mark R. Shaffer,**

*Deputy Director, Office of International Programs.*

[FR Doc. 2013-10916 Filed 5-7-13; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Request To Amend a License To Import Radioactive Waste

Pursuant to 10 CFR 110.70 (b) "Public Notice of Receipt of an Application," please take notice that the Nuclear Regulatory Commission (NRC) has received the following request for an import license amendment. Copies of the request are available electronically through ADAMS and can be accessed through the Public Electronic Reading

Room (PERR) link <http://www.nrc.gov/reading-rm.html> at the NRC Homepage.

A request for a hearing or petition for leave to intervene may be filed within thirty days after publication of this notice in the **Federal Register**. Any request for hearing or petition for leave to intervene shall be served by the requestor or petitioner upon the applicant, the office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555; the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555; and the Executive Secretary, U.S. Department of State, Washington, DC 20520.

A request for a hearing or petition for leave to intervene may be filed with the NRC electronically in accordance with NRC's E-Filing rule promulgated in August 2007, 72 FR 49139 (Aug. 28, 2007). Information about filing electronically is available on the NRC's

public Web site at <http://www.nrc.gov/site-help/e-submittals.html>. To ensure timely electronic filing, at least 5 (five) days prior to the filing deadline, the petitioner/requestor should contact the Office of the Secretary by email at [HEARINGDOCKET@NRC.GOV](mailto:HEARINGDOCKET@NRC.GOV), or by calling (301) 415-1677, to request a digital ID certificate and allow for the creation of an electronic docket.

In addition to a request for hearing or petition for leave to intervene, written comments, in accordance with 10 CFR 110.81, should be submitted within thirty (30) days after publication of this notice in the **Federal Register** to Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Rulemaking and Adjudications.

The information concerning this import license amendment application follows.

## NRC IMPORT LICENSE AMENDMENT APPLICATION

## [Description of Material]

Name of applicant Date of application Date received Application No. Docket No.	Material type	Total quantity	End use	Country from
Perma-Fix Northwest, Inc., April 15, 2013, April 23, 2013, IW022/03, 11005700.	No change in material (Class A radioactive waste).	No increase (up to a maximum total of 5,500 tons of low-level waste).	Amend to: (1) Change the licensee name from "Perma-Fix Environmental Services, Inc." to "Perma-Fix Northwest, Inc.", and (2) add two additional Atomic Energy of Canada Limited facilities to "Ultimate Foreign Consignee(s)." No other changes to the existing license which authorizes the import of low-level waste for recycling and processing for volume reduction. The attributed Canadian waste will be returned under XW012 (and subsequent amendments).	Canada.