

Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

NUCLEAR REGULATORY COMMISSION

10 CFR Part 50

[NRC–2008–0582, NRC–2000–0019]

RIN 3150–AG98

Modifications to Pressure-Temperature Limits

AGENCY: Nuclear Regulatory Commission.

ACTION: Discontinuation of rulemaking activity; denial of petition for rulemaking.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is discontinuing the rulemaking activity, “Modifications to Pressure-Temperature Limits,” and denying the associated petition for rulemaking, (PRM)–50–69. The NRC determined that its relevant past decisions and current policies are sufficient to protect the public health and safety in this area and that the potential benefits of proceeding with a rulemaking do not outweigh the associated costs. The rulemaking activity will no longer be reported in the NRC’s portion of the Unified Agenda of Regulatory and Deregulatory Actions (the Unified Agenda).

DATES: Effective January 8, 2020, the rulemaking activity discussed in this document is discontinued and PRM–50–69 is denied.

ADDRESSES: Please refer to Docket IDs NRC–2008–0582 (rulemaking activity) and NRC–2000–0019 (petition for rulemaking) when contacting the NRC about the availability of information regarding this document. You may obtain publicly-available information related to this document using any of the following methods:

- *Federal Rulemaking Website:* Go to <https://www.regulations.gov> and search for Docket IDs NRC–2008–0582 (rulemaking activity) and NRC–2000–0019 (petition for rulemaking). Address questions about NRC dockets to Carol Gallagher; telephone: 301–415–3463; email: Carol.Gallagher@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 or 301–415–4737, or by email to pdr.resource@nrc.gov. The ADAMS accession number for each document referenced in this document (if it is available in ADAMS) is provided the first time that it is referenced.

- *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: Ilka T. Berrios, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; telephone: 301–415–2404; email: Ilka.Berrios@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Background

Title 10 of the *Code of Federal Regulations* (10 CFR) 2.802, “Petition for rulemaking—requirements for filing,” provides an opportunity for any interested person to petition the Commission to issue, amend, or rescind any regulation. On November 4, 1999, Westinghouse Electric Company, LLC (petitioner) (ADAMS Accession No. ML003683190), submitted PRM–50–69, requesting that the NRC amend appendix G to 10 CFR part 50, by removing requirements related to the metal temperature of the closure head flange and reactor vessel flange regions. Specifically, the petitioner requested that the agency remove footnotes (2) and (6) from Table 1 of appendix G to 10 CFR part 50. In response to this petition, the NRC initially determined that it would consider the issues raised in PRM–50–69 in an ongoing rulemaking to amend appendix G to 10 CFR part 50. On January 28, 2009, the NRC published a notification in the **Federal Register** (74 FR 4911), stating that the NRC will consider the issues raised in PRM–50–

69 in the NRC’s rulemaking process, and closed Docket ID NRC 2000–0019 for PRM–50–69. That **Federal Register** notification also stated that if the ongoing work to establish the technical basis for this rulemaking did not support the issuance of a proposed rule, the NRC would issue a supplemental **Federal Register** notification that addressed why the NRC did not adopt the petitioner’s requested rulemaking changes.

II. Discussion

A. Discontinuation of Rulemaking To Amend Appendix G to 10 CFR Part 50

In SECY–16–0009, “Recommendations Resulting from the Integrated Prioritization and Re-Baselining of Agency Activities” (January 31, 2016) (ADAMS Accession No. ML16028A189), the staff requested Commission approval of work to be shed, deprioritized, or performed with fewer resources. One of the items identified to be shed (*i.e.*, discontinued) was the development of a technical basis for the rulemaking effort, “Modifications to Pressure-Temperature Limits” (appendix G rulemaking, Item 50 of Enclosure 1 to SECY–16–0009).

During the development of the regulatory basis for a rulemaking to amend appendix G to 10 CFR part 50, the staff determined that discontinuation of this rulemaking would have a minimal adverse impact on the NRC’s mission, principles, or values. In addition, the research did not establish any information that would serve as the technical basis to revise appendix G to 10 CFR part 50.

The Commission approved the discontinuation of this rulemaking effort in staff requirements memorandum (SRM)–SECY–16–0009, “Staff Requirements—SECY–16–0009—Recommendations Resulting from the Integrated Prioritization and Re-Baselining of Agency Activities” (April 13, 2016) (ADAMS Accession No. ML16104A158).

Prior to the discontinuation of the rulemaking effort, the NRC staff evaluated the technical merits of the petition and concluded that the technical basis for the proposal, as described in the petition, was insufficient to serve as the technical basis for an appendix G rulemaking.

B. Denial of Petition for Rulemaking, PRM-50-69

Under 10 CFR 2.803(i)(2), if the NRC decides not to complete a rulemaking, any associated petition for rulemaking is documented as denied. In SRM-SECY-16-0009, the Commission approved discontinuation of the appendix G rulemaking, as discussed above, which was the rulemaking identified to address PRM-50-69. Therefore, the staff is denying the associated petition, PRM-50-69, for the same reasons that the appendix G rulemaking was discontinued.

III. Conclusion

The NRC previously terminated the appendix G rulemaking and is denying associated PRM-50-69 for the reasons discussed in this document. The NRC has determined that there was insufficient new information to warrant the requested changes in light of the NRC's relevant past decisions and current policies. In the next edition of the Unified Agenda, the NRC will update the entry for the rulemaking activity and reference this document to indicate that the rulemaking is no longer being pursued. The rulemaking activity will appear in the completed actions section of that edition of the Unified Agenda (*i.e.*, it will not appear in future editions).

Dated at Rockville, Maryland, this 20th of December, 2019.

For the Nuclear Regulatory Commission,
Annette L. Vietti-Cook,
Secretary of the Commission.

[FR Doc. 2019-28061 Filed 1-7-20; 8:45 am]

BILLING CODE 7590-01-P

DEPARTMENT OF EDUCATION

34 CFR Chapter II

[Docket ID ED-2019-OESE-0147; CFDA Number: 84.368A]

Proposed Priorities—Competitive Grants for State Assessments

AGENCY: Office of Elementary and Secondary Education, Department of Education.

ACTION: Proposed priorities.

SUMMARY: The Assistant Secretary for Elementary and Secondary Education proposes priorities under the Competitive Grants for State Assessments (CGSA) program. The Assistant Secretary may use one or more of these priorities for competitions in fiscal year (FY) 2020 and later years. We take this action to focus Federal financial assistance related to student

assessments on innovative assessments. We intend the priorities to increase the number of States using flexibility under the Innovative Assessment Demonstration Authority (IADA) and to support high-quality work among those States that do so.

DATES: We must receive your comments on or before February 7, 2020.

ADDRESSES: Submit your comments through the Federal eRulemaking Portal or via postal mail, commercial delivery, or hand delivery. We will not accept comments submitted by fax or by email or those submitted after the comment period. To ensure that we do not receive duplicate copies, please submit your comments only once. In addition, please include the Docket ID and the term “Competitive Grants for State Assessments—Comments” at the top of your comments.

- *Federal eRulemaking Portal:* Go to www.regulations.gov to submit your comments electronically. Information on using *Regulations.gov*, including instructions for accessing agency documents, submitting comments, and viewing the docket, is available on the site under “How to use *Regulations.gov*” in the Help section.

- *Postal Mail, Commercial Delivery, or Hand Delivery:* If you mail or deliver your comments about these proposed priorities, address them to the Office of Elementary and Secondary Education, Attention: Donald Peasley, Competitive Grants for State Assessment—Comments, U.S. Department of Education, 400 Maryland Avenue SW, Room 3W106, Washington, DC 20202-6132.

Privacy Note: The Department of Education's (Department's) policy is to make all comments received from members of the public available for public viewing in their entirety on the Federal eRulemaking Portal at www.regulations.gov. Therefore, commenters should be careful to include in their comments only information that they wish to make publicly available.

FOR FURTHER INFORMATION CONTACT:

Donald Peasley, U.S. Department of Education, 400 Maryland Avenue, SW, Room 3W106, Washington, DC 20202. Telephone: (202) 453-7982. Email: Donald.Peasley@ed.gov.

If you use a telecommunications device for the deaf (TDD) or a text telephone (TTY), call the Federal Relay Service (FRS), toll free, at 1-800-877-8339.

SUPPLEMENTARY INFORMATION:

Invitation to Comment: We invite you to submit comments regarding the proposed priorities. To ensure that your

comments have maximum effect in developing the notice of final priorities, we urge you to identify clearly the specific proposed priority that each comment addresses.

We invite you to assist us in complying with the specific requirements of Executive Orders 12866, 13563, and 13771 and their overall requirement of reducing regulatory burden that might result from these proposed priorities. Please let us know of any further ways we could reduce potential costs or increase potential benefits while preserving the effective and efficient administration of the program.

During and after the comment period, you may inspect all public comments about the proposed priorities by accessing regulations.gov. You may also inspect the comments in person in Room 3W106, 400 Maryland Avenue SW, Washington, DC, between the hours of 8:30 a.m. and 4:00 p.m., Eastern time, Monday through Friday of each week except Federal holidays.

Assistance to Individuals with Disabilities in Reviewing the Rulemaking Record: On request we will provide an appropriate accommodation or auxiliary aid to an individual with a disability who needs assistance to review the comments or other documents in the public rulemaking record for this document. If you want to schedule an appointment for this type of accommodation or auxiliary aid, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

Purpose of Program: The purpose of the CGSA program is to enhance the quality of assessment instruments and assessment systems used by States for measuring the academic achievement of elementary and secondary school students.

Program Authority: Section 1203(b)(1) of the Elementary and Secondary Education Act of 1965, as amended by the Every Student Succeeds Act (ESEA) (20 U.S.C. 6363(b)(1)).

Proposed Priorities: This notice contains two proposed priorities.

Background: The purpose of the CGSA program is to support States' efforts to improve the technical quality of their assessment systems—both the quality of individual State assessments and the overall field of State assessments. To do so, we encourage States to develop new forms of, or formats for administering, test items or assessment designs.

The Department is proposing these priorities to encourage State educational agencies (SEAs) to consider new approaches to their State assessment systems. These priorities would build