

available documents in a particular hearing docket. Participants are requested not to include personal privacy information, such as social security numbers, home addresses, or personal phone numbers in their filings, unless an NRC regulation or other law requires submission of such information. For example, in some instances, individuals provide home addresses in order to demonstrate proximity to a facility or site. With respect to copyrighted works, except for limited excerpts that serve the purpose of the adjudicatory filings and would constitute a Fair Use application, participants are requested not to include copyrighted materials in their submission.

For further details with respect to this action, see the application for license amendment dated February 6, 2020, as supplemented on March 11, 2020, and October 28, 2020 (ADAMS Accession Nos. ML20042D497, ML20076C310, and ML20311A200, respectively).

*Attorney for licensee:* Ms. Janice Dean, Deputy Counsel, New York State Energy Research and Development Authority, 9030B Route 219, West Valley, NY 14171-9500.

*NRC Branch Chief:* Bruce A. Watson, CHP.

Dated: March 5, 2021.

For the Nuclear Regulatory Commission.

**Bruce A. Watson,**

*Chief, Reactor Decommissioning Branch, Decommissioning, Uranium Recovery and Waste Programs, Office of Nuclear Material Safety and Safeguards.*

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## NUCLEAR REGULATORY COMMISSION

### 684th Meeting of the Advisory Committee on Reactor Safeguards (ACRS)

In accordance with the purposes of Sections 29 and 182b of the Atomic Energy Act (42 U.S.C. 2039, 2232(b)), the Advisory Committee on Reactor Safeguards (ACRS) will hold meetings on April 8-10, 2021. As part of the coordinated government response to combat the COVID-19 public health emergency, the Committee will conduct virtual meetings. The public will be able to participate in any open sessions via 1-866-822-3032, pass code 8272423#. A more detailed agenda may be found at the ACRS public website at <https://www.nrc.gov/reading-rm/doc-collections/acrs/agenda/index.html>.

### Thursday, April 8, 2021

*9:30 a.m.–9:35 a.m.: Opening Remarks by the ACRS Chairman (Open)*—The ACRS Chairman will make opening remarks regarding the conduct of the meeting.

*9:35 a.m.–10:45 a.m.: Regulatory Guide (RG) 4.26, “Volcanic Hazard Assessments for Nuclear Power Reactor Sites” (Open)*—The Committee will have presentations and discussion with representatives from the NRC staff regarding the subject topic.

*10:45 a.m.–11:30 a.m.: Committee Deliberation on RG 4.26, “Volcanic Hazard Assessments for Nuclear Power Reactor Sites” (Open)*—The Committee will have discussion regarding the subject topic.

*11:30 a.m.–1:30 p.m.: Overview of the NRC Safety Research Program Related to the Biennial Review (Open)*—The Committee will have presentations and discussion with representatives from the NRC staff regarding the subject topic.

*3:30 p.m.–6:00 p.m.: NuScale Topical Report, “Control Room Staffing” (Open/Closed)*—The Committee will have presentations and discussion with representatives from the NRC staff and NuScale regarding the subject topic. [Note: Pursuant to 5 U.S.C 552b(c)(4), a portion of this session may be closed in order to discuss and protect information designated as proprietary.]

*6:00 p.m.–6:30 p.m.: Committee Deliberation on NuScale Topical Report, “Control Room Staffing” (Open/Closed)*—The Committee will have discussion regarding the subject topic. [Note: Pursuant to 5 U.S.C 552b(c)(4), a portion of this session may be closed in order to discuss and protect information designated as proprietary.]

### Friday, April 9, 2021

*9:30 a.m.–12:30 p.m.: Future ACRS Activities/Report of the Planning and Procedures Subcommittee and Reconciliation of ACRS Comments and Recommendations/Preparation of Reports (Open/Closed)*—The Committee will hear discussion of the recommendations of the Planning and Procedures Subcommittee regarding items proposed for consideration by the Full Committee during future ACRS meetings, and/or proceed to preparation of reports as determined by the Chairman. [Note: Pursuant to 5 U.S.C. 552b(c)(2) and (6), a portion of this meeting may be closed to discuss organizational and personnel matters that relate solely to internal personnel rules and practices of the ACRS, trade secrets and commercial or financial information obtained from a person and privileged or confidential, and

information the release of which would constitute a clearly unwarranted invasion of personal privacy.]

[Note: Pursuant to 5 U.S.C. 552b(c)(4), a portion of this session may be closed in order to discuss and protect information designated as proprietary.]

*1:30 p.m.–6:00 p.m.: Preparation of ACRS Reports (Open/Closed)*—The Committee will continue its discussion of proposed ACRS reports. [Note: Pursuant to 5 U.S.C. 552b(c)(4), a portion of this session may be closed in order to discuss and protect information designated as proprietary.]

### Saturday, April 10, 2021

*9:30 a.m.–2:00 p.m.: Preparation of ACRS Reports (Open/Closed)*—The Committee will continue its discussion of proposed ACRS reports. [Note: Pursuant to 5 U.S.C. 552b(c)(4), a portion of this session may be closed in order to discuss and protect information designated as proprietary.]

[Note: Pursuant to 5 U.S.C. 552b(c)(2) and (6), a portion of this meeting may be closed to discuss organizational and personnel matters that relate solely to internal personnel rules and practices of the ACRS, trade secrets and commercial or financial information obtained from a person and privileged or confidential, and information the release of which would constitute a clearly unwarranted invasion of personal privacy.]

Procedures for the conduct of and participation in ACRS meetings were published in the **Federal Register** on June 13, 2019 (84 FR 27662). In accordance with those procedures, oral or written views may be presented by members of the public, including representatives of the nuclear industry. Persons desiring to make oral statements should notify Quynh Nguyen, Cognizant ACRS Staff and the Designated Federal Officer (Telephone: 301-415-5844, Email: [Quynh.Nguyen@nrc.gov](mailto:Quynh.Nguyen@nrc.gov)), 5 days before the meeting, if possible, so that appropriate arrangements can be made to allow necessary time during the meeting for such statements. In view of the possibility that the schedule for ACRS meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons planning to attend should check with the Cognizant ACRS staff if such rescheduling would result in major inconvenience.

An electronic copy of each presentation should be emailed to the Cognizant ACRS Staff at least one day before meeting.

In accordance with Subsection 10(d) of Public Law 92-463 and 5 U.S.C. 552b(c), certain portions of this meeting may be closed, as specifically noted

above. Use of still, motion picture, and television cameras during the meeting may be limited to selected portions of the meeting as determined by the Chairman. Electronic recordings will be permitted only during the open portions of the meeting.

ACRS meeting agendas, meeting transcripts, and letter reports are available through the NRC Public Document Room (PDR) at [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov), or by calling the PDR at 1-800-397-4209, or from the Publicly Available Records System component of NRC's Agencywide Documents Access and Management System (ADAMS), which is accessible from the NRC website at <https://www.nrc.gov/reading-rm/adams.html> or <https://www.nrc.gov/reading-rm/doc-collections/#ACRS/>.

Dated: March 5, 2021.

**Russell E. Chazell,**

*Federal Advisory Committee Management Officer, Office of the Secretary.*

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-302; NRC-2021-0017]

### ADP CR3, LLC; Crystal River Unit 3 Nuclear Plant

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Exemption; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is issuing an exemption in response to a January 19, 2021, request from ADP CR3, LLC (ADP CR3) for the Crystal River Unit 3 Nuclear Plant, from the requirement to investigate and report to the NRC when ADP CR3 does not receive notification of receipt of a shipment, or part of a shipment, of low-level radioactive waste within 20 days after transfer from the Crystal River facility. ADP CR3 requested that the time period for it to receive acknowledgement that the shipment has been received by the intended recipient be extended from 20 to 45 days to avoid an excessive administrative burden as operational experience indicates that rail or mixed mode shipments may take more than 20 days to reach their destination.

**DATES:** The exemption was issued on March 3, 2021.

**ADDRESSES:** Please refer to Docket ID NRC-2021-0017 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 ID NRC-2021-0017. Address questions about Docket IDs in *Regulations.gov* to Stacy Schumann; telephone: 301-415-0624; email: [Stacy.Schumann@nrc.gov](mailto:Stacy.Schumann@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). The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in this document.

- *Attention:* The PDR, where you may examine and order copies of public documents, is currently closed. You may submit your request to the PDR via email at [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov) or call 1-800-397-4209 or 301-415-4737, between 8:00 a.m. and 4:00 p.m. (EST), Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** John B. Hickman, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-3017, email: [john.hickman@nrc.gov](mailto:john.hickman@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The text of the exemption is attached.

Dated: March 5, 2021.

For the Nuclear Regulatory Commission.

**Bruce A. Watson,**

*Chief, Reactor Decommissioning Branch, Division of Decommissioning, Uranium Recovery, and Waste Programs, Office of Nuclear Material Safety and Safeguards.*

Attachment—Exemption.

## Nuclear Regulatory Commission

Docket No. 50-302

ADP CR3, LLC

Crystal River Unit 3 Nuclear Plant

### I. Background

The Crystal River Unit 3 Nuclear Plant (CR-3), licensed under Title 10 of the *Code of Federal Regulations* (10 CFR) Part 50 (License No. DPR-72, Docket No. 50-302), is located in Citrus County, Florida. CR-3 has been

shutdown since September 26, 2009. Subsequently, the licensee determined that issues with containment integrity could not be satisfactorily resolved and decided not to attempt to restart the facility. On May 28, 2011, Duke Energy Florida, LLC (DEF) completed the removal of fuel from the reactor vessel at CR-3. By letter dated February 20, 2013 (Agencywide Documents Access and Management System [ADAMS] Accession No. ML13056A005), DEF submitted to the U.S. Nuclear Regulatory Commission (NRC) certifications in accordance with 10 CFR 50.82(a)(1)(i) indicating it would permanently cease power operations, and with 10 CFR 50.82(a)(1)(ii) that it had permanently defueled the reactor vessel at CR-3. The spent fuel is currently being stored onsite in a spent fuel pool (SFP).

The CR-3 operating license was transferred to ADP CR3, LLC (ADP CR3) by NRC Order issued April 1, 2020 (ADAMS Accession No. ML20069A028). Upon implementation of the license transfer on October 1, 2020, ADP CR3 commenced dismantlement and decommissioning activities at the CR-3 site that included the generation of low-level radioactive waste. This waste is primarily destined for transfer to distant locations such as the Waste Control Specialists (WCS) disposal site in Andrews, Texas by rail or mixed mode shipment, such as a combination of truck/rail/barge shipments.

### II. Request/Action

By letter dated January 19, 2021 (ADAMS Accession No. ML21019A464), ADP CR3 requested an exemption from 10 CFR part 20, Appendix G, "Requirements for Transfers of Low-Level Radioactive Waste Intended for Disposal at Licensed Land Disposal Facilities and Manifests," section III.E, for disposals from the CR-3 facility.

Section III.E requires that the shipper of any low-level radioactive waste to a licensed land disposal facility must investigate and trace the shipment if the shipper has not received notification of the shipment's receipt by the disposal facility within 20 days after transfer. In addition, Section III.E requires licensees to report such missing shipments to the NRC. Specifically, ADP CR3 is requesting an exemption from the requirements in 10 CFR part 20, Appendix G, Section III.E, under the provisions of 10 CFR 20.2301, "Applications for exemptions," to extend the time period for ADP CR3 to receive acknowledgement that the shipment has been received from 20 to 45 days after transfer for a rail or mixed