

Document	ADAMS accession No./Federal Register citation
Holtec Report No. HI-2200343-A, "Topical Report for Allowance of Heat Load Patterns in HI-STORM 100 and HI-STORM FW Systems" (January 18, 2024).	ML24018A198 (package).
Other Documents	
"Agreement State Program Policy Statement; Correction" (October 18, 2017) .....	82 FR 48535.
Plain Language in Government Writing, dated June 10, 1998 .....	63 FR 31885.
Storage of Spent Fuel In NRC-Approved Storage Casks at Power Reactor Sites: Final Rule, dated July 18, 1990.	55 FR 29181.
List of Approved Spent Fuel Storage Casks: Holtec HI-STORM 100 Addition, dated May 1, 2000 .....	65 FR 25241.

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-2024-0105. 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-2024-0105); (2) click the "Subscribe" link; and (3) enter an email address and click on the "Subscribe" link.

Dated: August 22, 2024.

For the Nuclear Regulatory Commission.

**Mirela Gavrilas,**

*Executive Director for Operations.*

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## NUCLEAR REGULATORY COMMISSION

### 10 CFR Part 72

[NRC-2024-0120]

RIN 3150-AL19

#### List of Approved Spent Fuel Storage Casks: NAC International, Inc. MAGNASTOR® Storage System, Certificate of Compliance No. 1031, Amendment No. 13

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is proposing to amend its spent fuel storage regulations by revising the NAC International, Inc. MAGNASTOR® Storage System listing within the "List of approved spent fuel storage casks" to include Amendment No. 13 to Certificate of Compliance No. 1031. Amendment No. 13 would revise the certificate of compliance to add a new type of radioactive contents to be stored inside the MAGNASTOR® transportable storage canister, add a new design configuration for the canister to accommodate the fuel bearing material and new canister

components, and use an alternate compressive strength for concrete cask number 6 of 6,000 psi.

**DATES:** Submit comments by October 7, 2024. 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.

**ADDRESSES:** Submit your comments, identified by Docket ID NRC-2024-0120, at <https://www.regulations.gov>. If your material cannot be submitted using <https://www.regulations.gov>, call or email the individuals listed in the **FOR FURTHER INFORMATION CONTACT** section of this document for alternate instructions.

You can read a plain language description of this proposed rule at <https://www.regulations.gov/docket/NRC-2024-0120>. 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 Material Safety and Safeguards; telephone: 301-415-0016, email: [george.tartal@nrc.gov](mailto:george.tartal@nrc.gov) and Nishka Devaser, telephone: 301-415-5196, email: [nishka.devaser@nrc.gov](mailto:nishka.devaser@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-2024-0120 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-2024-0120. 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 individuals 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-2024-0120 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**

Because the NRC considers this action to be non-controversial, the NRC is publishing this proposed rule concurrently with a direct final rule in the Rules and Regulations section of this issue of the **Federal Register**. The direct final rule will become effective on November 19, 2024. However, if the NRC receives any significant adverse comment by October 7, 2024, then the NRC will publish a document that withdraws the direct final rule. If the direct final rule is withdrawn, the NRC will address the comments in a subsequent final rule. In general, absent significant modifications to the proposed revisions requiring republication, the NRC will not initiate a second comment period on this action in the event the direct final rule is withdrawn.

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, certificate of compliance, or technical specifications.

For a more detailed discussion of the proposed rule changes and associated analyses, see the direct final rule published in the Rules and Regulations section of this issue of the **Federal Register**.

**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 November 21, 2008 (73 FR 70587) that approved the NAC International, Inc. MAGNASTOR® Storage System design and added it to the list of NRC-approved cask designs in § 72.214 as Certificate of Compliance No. 1031.

**IV. 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). The NRC requests comment on the proposed rule with respect to clarity and effectiveness of the language used.

**V. Availability of Documents**

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

Document	ADAMS accession No./web link/ <b>Federal Register</b> citation
<b>Proposed Renewed Certificate of Compliance and Proposed Technical Specifications</b>	
Memorandum to REFS for Issuance of Amendment No. 13 .....	ML24075A113 (Package).
Preliminary Safety Evaluation Report for CoC 1031 Amendment 13 .....	ML24075A118.
Proposed Certificate of Compliance No. 1031 Amendment 13 .....	ML24075A115.
Proposed CoC 1031 Amendment 13 TS Appendix A .....	ML24075A116.
Proposed CoC 1031 Amendment 13 TS Appendix B .....	ML24075A117.
Enclosure 2—Safety Evaluation Report, NAC International, Inc .....	ML090350589.
<b>NAC International, Inc. MAGNASTOR® Storage System Amendment No. 13 Request Documents</b>	
NAC, Submittal of an Amendment Request for the NAC International MAGNASTOR® Cask System, Amendment No. 13.	ML22194A908.
Supplement to the Submission of an Amendment Request for the NAC International MAGNASTOR® Cask System, Amendment No. 13.	ML22287A038.
Enclosure 1—List of Changes for MAGNASTOR® FSAR Amendment 13, Supplement 02, Revision 22D .....	ML22321A269.
Submittal of Supplemental Responses to the Nuclear Regulatory Commission’s (NRC) Request for Additional Information for the NAC International MAGNASTOR® Cask System, Amendment No. 13.	ML23178A480 (Package).

Document	ADAMS accession No./web link/ <b>Federal Register</b> citation
Submission of Replacement Pages for Supplemental Responses to the Nuclear Regulatory Commission's (NRC) Request for Additional Information for the NAC International MAGNASTOR® Cask System, Amendment No. 13.	ML23258A233.
Submission of Responses to the Nuclear Regulatory Commission's (NRC) Request for Additional Information for the NAC International MAGNASTOR® Cask System, Amendment No. 13.	ML23178A224 (Package).
Three Mile Island Nuclear Station, Unit 2 (TMI-2), License Amendment Request—Decommissioning Technical Specifications, Response to Request for Additional Information.	ML22276A024.
Forwards amend 48 to license DPR-73 & safety evaluation. Amend extensively modifies App A & B TSs consistent w/plans for post defueling monitoring storage of facility.	ML20059D154.
Other Documents	
NUREG-2215 "Standard Review Plan for Spent Fuel Dry Storage Systems and Facilities" Final Report .....	ML20121A190.
Issuance of Amendment No. 12 .....	ML23328A396 (Package).

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-2024-0120. 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-2024-0120); (2) click the "Subscribe" link; and (3) enter an email address and click on the "Subscribe" link.

Dated: August 21, 2024.

For the Nuclear Regulatory Commission.

**Mirela Gavrilas,**

*Executive Director for Operations.*

[FR Doc. 2024-19895 Filed 9-4-24; 8:45 am]

**BILLING CODE 7590-01-P**

## FEDERAL ELECTION COMMISSION

### 11 CFR Part 104

[Notice 2024-21]

#### Requiring Reporting of Exchanges of Email Lists

**AGENCY:** Federal Election Commission.

**ACTION:** Notification of disposition of petition for rulemaking.

**SUMMARY:** The Commission announces its disposition of a Petition for Rulemaking filed on June 28, 2019. The Petition asks the Commission to revise existing reporting rules to state that mailing lists received or disbursed as part of an equal-value exchange must be reported. For the reasons described below, the Commission is not initiating a rulemaking at this time.

**DATES:** September 5, 2024.

**ADDRESSES:** Copies of the comments and the Petition for Rulemaking are available on the Commission's website, <https://www.fec.gov/fosers/> (REG 2019-03 Requiring Reporting of Exchanges of Email Lists (2019)), and at the

Commission's Public Records Office, 1050 First Street NE, Washington, DC, Monday through Friday between the hours of 9 a.m. and 5 p.m.

**FOR FURTHER INFORMATION CONTACT:** Ms. Amy Rothstein, Assistant General Counsel, or Ms. Sarah Herman Peck, Attorney, 1050 First Street NE, Washington, DC, (202) 694-1650 or (800) 424-9530.

**SUPPLEMENTARY INFORMATION:** The Federal Election Campaign Act, 52 U.S.C. 30101-45 (the "Act"), and Commission regulations require political committees to report "all receipts"<sup>1</sup> and "all disbursements."<sup>2</sup> Specifically, 52 U.S.C. 30104(b)(2) requires political committees to report both the "total amount of all receipts" generally and the "total amount of all receipts" in certain specified categories, namely: contributions; loans; Federal funds; rebates; refunds; offsets to operating expenditures; transfers from affiliated committees (and, for political party committees, transfers from another political party committee regardless of whether it is affiliated); and dividends, interest, and "other forms of receipts."<sup>3</sup>

Through a series of advisory opinions, the Commission has concluded that an equal-value exchange of mailing lists is neither a contribution, donation, or transfer of funds or any other thing of value.<sup>4</sup> Therefore, it is "a non-reportable event."<sup>5</sup>

Then, in REG 2003-03 (Mailing Lists), the Commission proposed, and ultimately declined, to issue new regulations on mailing list sales, rentals,

and equal-value exchanges. In the notice of proposed rulemaking, the Commission proposed "to adopt formally its historical approach . . . or to modify those approaches . . . and to provide candidates and political committees with more comprehensive guidance on commercial transactions involving mailing lists."<sup>6</sup> For equal-value exchanges, the Commission proposed to treat them neither as a contribution nor a reportable receipt if the exchange satisfies three elements.<sup>7</sup> First, the parties must ascertain in advance the "usual and normal charge" for the mailing list.<sup>8</sup> Second, the mailing lists must be of "equal value."<sup>9</sup> And third, the mailing list exchange must be a "bona fide arm's length transaction with commercially reasonable terms."<sup>10</sup>

After reviewing the comments received on the proposed rule and holding a public hearing, the Commission decided not to proceed to final rules.<sup>11</sup> In doing so, the Commission relied on comments asserting that the appropriate factors for determining the usual and normal charge and whether a transaction is commercially reasonable will "vary considerably depending upon the circumstances."<sup>12</sup> Because the Commission could not conclude that any particular test would be "sufficiently flexible and comprehensive to address all circumstances to which the proposed rules would apply," it terminated the rulemaking through a Notice of Disposition.<sup>13</sup>

<sup>1</sup> 52 U.S.C. 30104(b)(2); *see also* 11 CFR 104.3(a)(2)(ix).

<sup>2</sup> 52 U.S.C. 30104(b)(4); *see also* 11 CFR 104.3(b).

<sup>3</sup> 52 U.S.C. 30104(b)(2). The Act contains a similar reporting provision for disbursements. *See id.* section 30104(b)(4).

<sup>4</sup> *See* Advisory Opinion 1981-46 (Dellums); Advisory Opinion 1982-41 (Dellums); Advisory Opinion 2002-14 (Libertarian National Committee).

<sup>5</sup> Advisory Opinion 2002-14 (Libertarian National Committee) at 5.

<sup>6</sup> Mailing Lists of Political Committees, 68 FR 52531, 52532 (Sept. 4, 2003).

<sup>7</sup> *Id.* at 52535.

<sup>8</sup> *Id.*

<sup>9</sup> *Id.*

<sup>10</sup> *Id.*

<sup>11</sup> Mailing Lists of Political Committees, 68 FR 64571, 64571-72 (Nov. 14, 2003).

<sup>12</sup> *Id.* at 64572.

<sup>13</sup> *Id.*