

## V. Authority and Signature

Douglas L. Parker, Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice. The authority for this notice is the Paperwork Reduction Act of 1995 (44 U.S.C. 3506 *et seq.*) and Secretary of Labor's Order No. 1–2012 (77 FR 3912).

Signed at Washington, DC, on December 15, 2021.

**Douglas L. Parker,**

*Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. 2021–28271 Filed 12–28–21; 8:45 am]

BILLING CODE 4510–26–P

## NUCLEAR REGULATORY COMMISSION

[NRC–2021–0220]

### Revision of Fees for the Criminal History Program: Fee Recovery for Fiscal Year 2022

**AGENCY:** U.S. Nuclear Regulatory Commission.

**ACTION:** Notification to licensees of criminal history check fee increase.

**SUMMARY:** The U. S. Nuclear Regulatory Commission (NRC) will increase the current fee of 10 dollars assessed to applicants and licensees for criminal history record checks to 35 dollars. This fee increase is necessary to recover the full cost for the administration of the Criminal History Program (CHP). Information regarding this change can be found on the NRC's CHP public website at <https://www.nrc.gov/security/chp.html> and in the CHP users guide at <https://www.nrc.gov/site-help/e-submittals/criminal-history-user-guide.pdf>.

**DATES:** The fee increase will begin on March 1, 2022.

**ADDRESSES:** Please refer to Docket ID NRC–2021–0220 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:

- *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).

- *NRC's PDR:* You may examine and purchase copies of public documents, by appointment, at the NRC's PDR, Room P1 B35, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. 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 8:00 a.m. and 4:00 p.m. (ET), Monday through Friday, except Federal holidays.

#### FOR FURTHER INFORMATION CONTACT:

Doreen Turner, Office of Nuclear Security and Incident Response, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, telephone: 301–415–7553, email: [Doreen.Turner@nrc.gov](mailto:Doreen.Turner@nrc.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

In July 2017, the NRC lowered the fee assessed to applicants and licensees for criminal history record checks from 26 dollars to 10 dollars to draw down on a surplus balance of fee receipts. The NRC's CHP costs have historically been fully covered from fees collected. Over the past several years, the surplus balance of CHP funding has been exhausted, and the program is now operating at a deficit.

Pursuant to requirements in the Chief Financial Officers Act of 1990 (31 U.S.C.), the NRC conducts biennial reviews of the charges assessed to applicants and licensees for CHP background checks to assess the suitability of fees to cover both the cost charged by the Federal Bureau of Investigation (FBI) and the costs of NRC to administer the program. The biennial review completed in Fiscal Year (FY) 2019, concluded that the current fee of 10 dollars being charged to applicants and licensees was not sufficient to recover the full cost of administering the program and the NRC should increase its fee. During FY 2020, the fees charged to applicants and licensees for CHP records checks were not raised due to the COVID–19 public health emergency and a decision by the NRC to defer the fee increase temporarily.

##### II. Discussion

The last biennial review completed by NRC at the end of FY 2021 reaffirmed that the current fee of 10 dollars being charged to applicants and licensees was not sufficient to recover the full cost of administering the program, and the NRC should increase its fee to 35 dollars. This fee is the sum of the user fee charged by the FBI (\$11.25 effective January 1, 2019) plus NRC's direct and

indirect costs incurred in processing fingerprints.

As a reminder, payment is due upon fingerprint card submission, and the NRC's preferred method of payment is through *Pay.gov* at <https://www.pay.gov> which includes payment by debit or credit card or electronic funds transfer (e-check). Although electronic is preferred, the NRC also accepts cashier checks or money orders made payable to the U.S. Nuclear Regulatory Commission. Fingerprint cards along with proof of payment should be sent to:

U.S. Nuclear Regulatory Commission:  
Director, Division of Physical and  
Cyber Security Policy, Attn: Criminal  
History Program/Mail Stop—T–  
07D04M, 11545 Rockville Pike,  
Rockville, MD 20852–2738  
Contact: Doreen Turner, Criminal  
History Program Manager, Ph. 301–  
415–7553, [Doreen.Turner@nrc.gov](mailto:Doreen.Turner@nrc.gov)

Dated: December 22, 2021.

For the Nuclear Regulatory Commission.

**Sabrina D. Attack,**

*Acting Director, Division of Physical and  
Cyber Security Policy, Office of Nuclear  
Security and Incident Response.*

[FR Doc. 2021–28262 Filed 12–28–21; 8:45 am]

BILLING CODE 7590–01–P

## NUCLEAR REGULATORY COMMISSION

[NRC–2021–0159]

### Environmental Assessment and Finding of No Significant Impact of Morris Operation Decommissioning Funding Plans

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Environmental assessment and Finding of No Significant Impact; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is publishing this notice regarding the issuance of a final Environmental Assessment (EA) and a Finding of No Significant Impact (FONSI) for its review and approval of the initial and updated decommissioning funding plans submitted by GE-Hitachi Nuclear Energy Americas, LLC, for the Morris Operation Independent Spent Fuel Storage Installation.

**DATES:** The final EA and FONSI referenced in this document are available on December 29, 2021.

**ADDRESSES:** Please refer to Docket ID NRC–2021–0159 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-2021-0159. Address questions about Docket IDs in [Regulations.gov](https://www.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.

- **NRC's PDR:** You may examine and purchase copies of public documents, by appointment, at the NRC's PDR, Room P1 B35, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. 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 8:00 a.m. and 4:00 p.m. (ET), Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:**

Kristina L. Banovac, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-7116, email: [Kristina.Banovac@nrc.gov](mailto:Kristina.Banovac@nrc.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Introduction**

The NRC is considering the approval of the initial and updated decommissioning funding plans (DFPs) submitted by GE-Hitachi Nuclear Energy Americas, LLC, (GEH) for the Morris Operation Independent Spent Fuel Storage Installation (ISFSI). The NRC staff has prepared a final Environmental Assessment (EA) and Finding of No Significant Impact (FONSI) determination for the initial and updated DFPs in accordance with the NRC regulations in part 51 of title 10 of the Code of Federal Regulations (10 CFR), "Environmental Protection Regulations for Domestic Licensing and Related Regulatory Functions," which implements the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321, *et seq.*).

The NRC requires its licensees to plan for the eventual decommissioning of their licensed facilities prior to license

termination. On June 17, 2011, the NRC published a final rule in the **Federal Register** amending its decommissioning planning regulations (76 FR 35512). The final rule amended the NRC regulation, 10 CFR 72.30, which concerns financial assurance and decommissioning for ISFSIs. This regulation requires each holder of, or applicant for, a license under 10 CFR part 72 to submit a DFP for the NRC's review and approval. The DFP is to demonstrate the licensee's financial assurance, *i.e.*, that funds will be available to decommission the ISFSI. The NRC staff will later publish its financial analyses of the DFP submittals which will be available for public inspection in ADAMS.

**II. Discussion**

The table in this notice includes the ADAMS accession numbers for the final EA and FONSI determination for the Morris Operation ISFSI. The table also includes the ADAMS accession numbers for other relevant documents, including the initial and updated DFP submittals. For further details with respect to this action, see the NRC staff's final EA and FONSI determinations which are available for public inspection in ADAMS and at <https://www.regulations.gov> under Docket ID NRC-2021-0159. For additional direction on accessing information related to this document, see the **ADDRESSES** section of this document.

**FINDING OF NO SIGNIFICANT IMPACT**

| Facility                               | Morris operation ISFSI   |
|--|--|
| Docket No .....                        | 72-01.   |
| Licensee .....                         | GEH.   |
| Proposed Action .....                  | The NRC's review and approval of GEH's initial and updated DFPs submitted in accordance with 10 CFR 72.30(b) and (c).  |
| .....                                  | Environmental Impact of Proposed Action The NRC staff has determined that the proposed action, the review and approval of GEH's initial and updated DFPs, submitted in accordance with 10 CFR 72.30(b) and (c), will not authorize changes to licensed operations or maintenance activities, or result in changes in the types, characteristics, or quantities of radiological or non-radiological effluents released into the environment from the ISFSI, or result in the creation of solid waste. Moreover, the approval of the initial and updated DFPs will not authorize any construction activity, facility modification, or other land-disturbing activity. The NRC staff has concluded that the proposed action is a procedural and administrative action that will not have a significant impact on the environment.   |
| Finding of No Significant Impact ..... | The proposed action does not require changes to the ISFSI's licensed routine operations, maintenance activities, or monitoring programs, nor does it require new construction or land-disturbing activities. The scope of the proposed action concerns only the NRC's review and approval of GEH's initial and updated DFPs. The scope of the proposed action does not include, and will not result in, the review and approval of decontamination or decommissioning activities or license termination for the ISFSI. Therefore, the NRC staff determined that approval of the initial and updated DFPs for the Morris Operation ISFSI will not significantly affect the quality of the human environment, and accordingly, the staff has concluded that a FONSI is appropriate. The NRC staff further finds that preparation of an environmental impact statement is not required. |
| Available Documents .....              | U.S. Nuclear Regulatory Commission. Environmental Assessment re: Final Rule: Decommissioning Planning (10 CFR parts 20, 30, 40, 50, 70, and 72; RIN 3150-A155). February 2009. ADAMS Accession No. ML090500648.<br>U.S. Nuclear Regulatory Commission. ESA Section 7 No Effect Determination for ISFSI DFP Reviews (Note to File), dated May 15, 2017. ADAMS Accession No. ML17135A062.<br>U.S. Nuclear Regulatory Commission. Review of the Draft Environmental Assessment and Finding of No Significant Impact for the GE Morris Independent Spent Fuel Storage Installation Decommissioning Funding Plan, dated August 17, 2017. ADAMS Accession No. ML17226A160.   |

## FINDING OF NO SIGNIFICANT IMPACT—Continued

| Facility | Morris operation ISFSI  |
|----------|---|
|          | <p>U.S. Nuclear Regulatory Commission. Request for Additional Information Regarding GE-Hitachi's Decommissioning Funding Plan Update for Morris Independent Spent Fuel Storage Installation, dated February 28, 2018. ADAMS Package Accession No. ML18060A330.</p> <p>U.S. Nuclear Regulatory Commission. Conversation Record of April 6, 2021, call with GEH, dated April 12, 2021. ADAMS Accession No. ML21103A429.</p> <p>U.S. Nuclear Regulatory Commission. Review of the Draft EA and FONSI for the Morris Operation DFPs, dated April 27, 2021. ADAMS Accession No. ML21110A164.</p> <p>U.S. Nuclear Regulatory Commission. Request for Additional Information on Morris Operation Decommissioning Funding Plans, dated June 15, 2021. ADAMS Accession No. ML21167A332.</p> <p>U.S. Nuclear Regulatory Commission. Response to Illinois Emergency Management Agency Comments on the Draft EA and FONSI for the Morris Operation DFPs, dated July 8, 2021. ADAMS Accession No. ML21182A107.</p> <p>U.S. Nuclear Regulatory Commission. Final EA and FONSI for the GE-Hitachi Nuclear Energy Initial and Updated DFPs Submitted in Accordance with 10 CFR 72.30(b) and (c) for the Morris Operation ISFSI, dated December 21, 2021. ADAMS Accession No. ML21216A274.</p> <p>GE Hitachi Nuclear Energy. GNF-A Fuel Fabrication Facility &amp; GEH Morris Operation DFPs, dated December 14, 2012. ADAMS Package Accession No. ML123520161.</p> <p>GE Hitachi Nuclear Energy. Updated GEH Morris Operation DFP, dated December 11, 2015. ADAMS Package Accession No. ML15345A190.</p> <p>GE Hitachi Nuclear Energy. GEH Response to NRC Request for Additional Information—Morris Operation DFP, dated March 26, 2018. ADAMS Accession No. ML18085A656.</p> <p>GE Hitachi Nuclear Energy. Updated GEH Morris Operation DFP, dated December 14, 2018. ADAMS Package Accession No. ML18348A613.</p> <p>GE Hitachi Nuclear Energy. Updated GEH Morris Operation (MO) DFP, dated March 6, 2020. ADAMS Accession No. ML20066K270.</p> <p>GE Hitachi Nuclear Energy. GEH Response to Request for Additional Information for Acceptance Review of the Morris Operation SNM-2500 DFP, dated April 21, 2021. ADAMS Package Accession No. ML21111A333.</p> <p>GE Hitachi Nuclear Energy. Updated GEH Morris Operation (MO) DFP, dated June 17, 2021. ADAMS Package Accession No. ML21168A257.</p> <p>Illinois Emergency Management Agency. Review of the Draft EA and FONSI for the Morris Operation DFPs, dated June 4, 2021. ADAMS Accession No. ML21166A206.</p> <p>Illinois Emergency Management Agency. Response to the U.S. Nuclear Regulatory Commission's Review of the Illinois Emergency Management Agency's Comments of the Draft EA and FONSI for the Morris Operation DFPs, dated July 25, 2021. ADAMS Accession No. ML21214A073.</p> |

Dated: December 22, 2021.

For the Nuclear Regulatory Commission.

**Yoira Diaz-Sanabria,**

*Chief, Storage and Transportation Licensing Branch, Division of Fuel Management, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. 2021-28278 Filed 12-28-21; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-382; NRC-2021-0224]

### Entergy Operations, Inc.; Waterford Steam Electric Station; Unit 3

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Exemption; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) has issued an exemption in response to an October 12, 2021, request from Entergy Operations, Inc., as supplemented on December 13, 2021. The licensee requested a one-time schedular exemption for Waterford Steam Electric Station, Unit 3, to postpone the current scheduled Emergency Preparedness (EP) biennial

exercise until Calendar Year 2022. This postponement is due to the impact of Hurricane Ida on the Waterford site, the State of Louisiana and the local government agencies, as they continue to respond to the aftermath of the Hurricane Ida.

**DATES:** The exemption was issued on December 21, 2021.

**ADDRESSES:** Please refer to Docket ID NRC-2021-0224 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-2021-0224. 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. The request for the exemption was submitted by letter dated October 12, 2021 and is available in ADAMS under Accession Nos. ML21285A290.

- *NRC's PDR:* You may examine and purchase copies of public documents, by appointment, at the NRC's PDR, Room P1 B35, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. 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 8:00 a.m. and 4:00 p.m. (ET), Monday through Friday, except Federal holidays.