

February 7, 2013. This exemption is related to, and necessary for the granting of License Amendment No. 7, which is being issued concurrently with this exemption.

3. As explained in Section 5.0, "Environmental Consideration," of the NRC staff's Safety Evaluation (ADAMS Accession No. ML13115A858), this exemption meets the eligibility criteria for categorical exclusion set forth in 10 CFR 51.22(c)(9). Therefore, pursuant to 10 CFR 51.22(b), no environmental impact statement or environmental assessment needs to be prepared in connection with the issuance of the exemption.

4. This exemption is effective as of May 16, 2013.

### III. License Amendment Request

By letter dated October 17, 2012, the licensee requested that the NRC amend the COLs for VEGP, Units 3 and 4, COLs NPF-91 and NPF-92. The licensee supplemented this application on January 4, 2013, and February 7, 2013. The licensee sought to change Tier 2 information previously incorporated into the UFSAR. Additionally, these Tier 2 changes involved changes to Tier 1 material in the UFSAR, and would revise the associated material that has been included in Appendix C of each of the VEGP, Units 3 and 4, COLs. The requested amendment will revise Tier 2 UFSAR information related to the design and layout of the Turbine Building detailed in the amendment request. These Tier 2 changes require modifications to particular Tier 1 Information located in Table 3.3-1 and security-related Figure 3.3-11B. These changes were necessary as part of the following layout and structural changes to the Turbine Building: (1) Changing the door location on the motor-driven fire pump room in the Turbine Building, (2) clarifying the column line designations for the southwest and southeast walls of the Turbine Building first bay, (3) changing the floor to ceiling heights at three different elevations in the Turbine Building main area, and (4) increasing elevations and wall thicknesses in certain walls of the Turbine Building first bay.

The Commission has determined for these amendments that the application complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR chapter I, which are set forth in the license amendment.

A notice of consideration of issuance of amendment to facility operating license or combined license, as applicable, proposed no significant hazards consideration determination, and opportunity for a hearing in connection with these actions, was published in the **Federal Register** on December 11, 2012 (77 FR 73684). The supplements had no effect on the no significant hazards consideration determination and no comments were received during the 60-day comment period.

The Commission has determined that these amendments satisfy the criteria for categorical exclusion in accordance with 10 CFR 51.22. Therefore, pursuant to 10 CFR 51.22(b), no environmental impact statement or environmental assessment need be prepared for these amendments.

### IV. Conclusion

Using the reasons set forth in the combined safety evaluation, the staff granted the exemption and issued the amendment that the licensee requested on October 17, 2012, and supplemented by letters dated January 4, 2013, and February 7, 2013. The exemption and amendment were issued on May 16, 2013 as part of a combined package to the licensee. (ADAMS Accession No. ML13115A424).

Dated at Rockville, Maryland, this 8th day of August, 2013.

For the Nuclear Regulatory Commission.  
**Lawrence Burkhardt**,  
Chief Licensing Branch 4, Division of New  
Reactor Licensing, Office of New Reactors.  
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**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-320; NRC-2013-0183]

### Three Mile Island, Unit 2; Post Shutdown Decommissioning Activities Report

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of receipt; availability; request for comment.

**SUMMARY:** On June 28, 2013, the GPU Nuclear Inc. (GPUN) submitted its Post Shutdown Decommissioning Activity Report (PSDAR) for Three Mile Island, Unit 2 (TMI-2). The PSDAR provides an overview of GPUN's proposed decommissioning activities, schedule, and costs for TMI-2. The NRC is requesting public comments on the PSDAR.

**DATES:** Submit comments by September 27, 2013. 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:** You may submit comments by any of the following methods [unless this document describes a different method for submitting comments on a specific subject]:

- **Federal Rulemaking Web site:** Go to <http://www.regulations.gov> and search for Docket ID NRC-2013-0183. Address questions about NRC dockets to Carol Gallagher; telephone: 301-287-3422; email: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov). For technical questions, contact the individuals listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- **Mail comments to:** Cindy Bladey, Chief, Rules, Announcements, and Directives Branch, Office of Administration, Mail Stop: 3WFN-06-A44M, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

For additional direction on accessing information and submitting comments, see "Accessing Information and Submitting Comments" in the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** John T. Buckley, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-6607; email: [John.Buckley@nrc.gov](mailto:John.Buckley@nrc.gov).

### SUPPLEMENTARY INFORMATION:

#### I. Accessing Information and Submitting Comments

##### A. Accessing Information

Please refer to Docket ID NRC-2013-0183 when contacting the NRC about the availability of information regarding this document. You may access publically-available information by any of the following methods:

- **Federal Rulemaking Web site:** Go to <http://www.regulations.gov> and search for Docket ID NRC-2013-0183.

- **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). The

ADAMS accession number for each document referenced in this document (if that document is available in ADAMS) is provided the first time that a document is referenced. The PSDAR, dated June 2013, was placed in ADAMS with Accession No. ML13190A366.

- 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.

#### B. Submitting Comments

Please include Docket ID NRC-2013-0183 in the subject line of your comment submission, in order to ensure that the NRC is able to make your comment submission available to the public in this docket.

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 <http://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 submissions into ADAMS.

#### II. Discussion

The NRC issued GPUN operating license DPR-73 for TMI-2 on February 8, 1978. Commercial operation of TMI-2 began on December 30, 1978. On March 28, 1979, TMI-2 experienced an accident which resulted in severe damage to the reactor core and has been in a non-operating status since the accident. The GPUN defueled the reactor vessel and decontaminated the facility to the extent that the plant is in a safe, inherently stable condition known as post-defueling monitored storage (PDMS). Approximately 99 percent of the fuel was removed from TMI-2 and shipped to Idaho National Engineering and Environmental Laboratory under the responsibility of the U.S. Department of Energy.

The accident made the shutdown of TMI-2 unique from all other reactors in that GPUN did not follow the standard

process for cessation of operations provided in § 50.82 of Title 10 of the Code of Federal Regulations (10 CFR), "Termination of license." The formal transition of TMI-2 from post-accident cleanup to PDMS required NRC approval. The GPUN obtained NRC approval to maintain TMI-2 in the PDMS state until decommissioning with the issuance of License Amendment No. 45 dated September 14, 1993 (ADAMS Accession No. 9405190046). License Amendment No. 45 also converted GPUN's operating license to the current possession-only license. As a result, the NRC considers GPUN to have submitted a certification of permanent cessation of operations and a certification of permanent fuel removal as of September 14, 1993. In accordance with § 50.82 in effect at that time, GPUN should have submitted a decommissioning plan by September 1995. In 1996, the NRC amended its regulations in 10 CFR 50.82 to require, among other things, that power reactor licensees submit a PSDAR instead of a decommissioning plan. On June 28, 2013, the GPUN submitted its PSDAR to establish compliance with § 50.82(a)(4). The GPUN stated that its PSDAR will maintain TMI-2 in the PDMS state up to an additional 20 years to coincide with the end of the TMI, Unit 1 (TMI-1) Operating License to synchronize decommissioning of TMI-1 and TMI-2.

#### III. Request for Public Comments

The NRC is requesting public comments on the PSDAR.

Dated at Rockville, Maryland, this 6th day of August 2013.

For the Nuclear Regulatory Commission.

**Bruce Watson,**

*Chief, Decommissioning and Uranium Licensing Directorate, Division of Waste Management and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs.*

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#### SECURITIES AND EXCHANGE COMMISSION

##### Proposed Collection; Comment Request

*Upon Written Request Copies Available From:* Securities and Exchange Commission, Office of Investor Education and Advocacy, Washington, DC 20549-0213.

##### Extension:

Rule 12h-1(f);  
OMB Control No. 3235-0632, SEC File No. 270-570.

Notice is hereby given that, pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), the Securities and Exchange Commission ("Commission") is soliciting comments on the collection of information summarized below. The Commission plans to submit this existing collection of information to the Office of Management and Budget for extension and approval.

Rule 12h-1(f) [17 CFR 240.12h-1(f)] provides an exemption from the registration requirements of the Securities Exchange Act of 1934 for compensatory employee stock options of issuers that are not required to file periodic reports under the Exchange Act and that have 500 or more option holders and more than \$10 million in assets at its most recently ended fiscal year. The information required under Rule 12h-1(f) is not filed with the Commission. Rule 12h-1(f) permits issuers to provide the required information (other than the issuer's books and records) to the option holders and holders of share received on exercise of compensatory employee stock options either by: (i) physical or electronic delivery of the information; and (ii) notice to the option holders and holders of shares received on exercise of compensatory employee stock options of the availability of the information on a password-protected Internet site. We estimate that it takes approximately 2 burden hours per response to provide the information required under Rule 12h-1(f) and that the information is filed by approximately 40 respondents. We estimate that 25% of the 2 hours per response (0.5 hours) is prepared by the company for a total annual reporting burden of 20 hours (0.5 hours per response × 40 responses).

Written comments are invited on: (a) Whether this proposed collection of information is necessary for the performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden imposed by the collection of information; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology. Consideration will be given to comments and suggestions submitted in writing within 60 days of this publication.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information