

# 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 51

[NRC-2012-0246]

RIN 3150-AJ20

### Proposed Waste Confidence Rule and Draft Generic Environmental Impact Statement

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Public meetings.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) plans to hold public meetings to receive public comments on its forthcoming proposed amendments to the NRC's regulations pertaining to the environmental impacts of the continued storage of spent nuclear fuel beyond a reactor's licensed life for operation and prior to ultimate disposal (proposed Waste Confidence rule). In addition, the NRC will receive public comment on its forthcoming draft generic environmental impact statement (DGEIS), NUREG-2157, "Waste Confidence Generic Environmental Impact Statement," that forms the regulatory basis for the proposed amendments. The meetings are open to the public, and anyone may attend. The NRC is issuing this notice in advance of the release of the proposed Waste Confidence rule and DGEIS in order to maximize public participation at these meetings and ensure that as many parties as possible are able to attend.

**DATES:** The NRC plans to hold public meetings in October and November 2013, during the 75-day public comment period for the proposed Waste Confidence rule and DGEIS. This document contains specific meeting information in the **SUPPLEMENTARY INFORMATION** section.

**ADDRESSES:** Please refer to Docket ID NRC-2012-0246 when contacting the NRC about the availability of information for the proposed Waste Confidence rule and DGEIS. You may access publicly available information

related to these documents by any of the following methods:

- **Federal Rulemaking Web site:** Go to <http://www.regulations.gov> and search for Docket ID NRC-2012-0246.
- **NRC's Waste Confidence Web site:** Go to <http://www.nrc.gov/waste/spent-fuel-storage/wcd.html>.

- **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 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 DGEIS is not yet finalized, but will be available in ADAMS under Accession No. ML13224A106 before the public meetings. An additional **Federal Register** notice will be published to announce when the DGEIS is available.

- **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:** Sarah Lopas, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-287-0675; email: [Sarah.Lopas@nrc.gov](mailto:Sarah.Lopas@nrc.gov).

**SUPPLEMENTARY INFORMATION:** As part of the public comment process, the NRC plans to hold 12 transcribed public meetings during the public comment period to solicit comments on the proposed Waste Confidence rule and DGEIS. The NRC plans to publish the proposed Waste Confidence rule and DGEIS in September 2013, and it will issue a notice of availability for the proposed rule and the DGEIS in the **Federal Register** at that time.

The proposed Waste Confidence rule would amend the NRC's regulations pertaining to the environmental impacts of the continued storage of spent nuclear fuel beyond a reactor's licensed life for operation and prior to ultimate disposal. The DGEIS forms the regulatory basis for the proposed amendments in the Waste Confidence rule. The DGEIS examines the potential environmental impacts that could occur as a result of the continued storage of spent nuclear fuel at at-reactor and

away-from-reactor sites until a repository is available. The DGEIS provides generic environmental impact determinations that would be applicable to a wide range of existing and potential future spent fuel storage sites. While some site-specific information is used in developing the generic impact determinations, the Waste Confidence DGEIS does not replace the environmental analysis, performed pursuant to the National Environmental Policy Act, associated with any individual site licensing action.

The NRC staff plans to hold the following public meetings during the planned, 75-day public comment period to present an overview of the DGEIS and proposed Waste Confidence rule and to accept public comments on the documents.

- October 1, 2013: NRC Headquarters, One White Flint North, First Floor Commission Hearing Room, 11555 Rockville Pike, Maryland 20852.
- October 3, 2013: Crowne Plaza Denver International Airport Convention Center, 15500 East 40th Ave, Denver, Colorado 80239.
- October 7, 2013: Courtyard by Marriott, 1605 Calle Joaquin Road, San Luis Obispo, California 93405.
- October 9, 2013: Sheraton Carlsbad Resort & Spa, 5480 Grand Pacific Drive, Carlsbad, California 92008.
- October 15, 2013: Hilton Garden Inn Toledo Perrysburg, 6165 Levis Commons Blvd., Perrysburg, Ohio, 43551.
- October 17, 2013: Minneapolis Marriott Southwest, 5801 Opus Parkway, Minnetonka, Minnesota 55343.
- October 24: Chicago Marriott Oak Brook, 1401 West 22nd Street, Oak Brook, Illinois 60523.
- October 28, 2013: Radisson Hotel & Suites Chelmsford-Lowell, 10 Independence Drive, Chelmsford, Massachusetts 01824.
- October 30, 2013: Westchester Marriott, 670 White Plains Road, Tarrytown, New York 10591.
- November 4, 2013: Hilton Charlotte University Place, 8629 J.M. Keynes Drive, Charlotte, North Carolina 28262.
- November 6, 2013: Hyatt Regency Orlando—International Airport, 9300 Jeff Fuqua Boulevard, Orlando, Florida 32827.
- November 14, 2013: NRC Headquarters, One White Flint North,

First Floor Commission Hearing Room, 11555 Rockville Pike, Maryland 20852.

The ten regional public meetings will start at 7:00 p.m. local time and will continue until 10:00 p.m. local time. The two NRC headquarters meetings will start at 2:00 p.m. Eastern Time and will continue until 5:00 p.m. Eastern Time. Additionally, NRC staff will host informal discussions during an open house 1 hour prior to the start of each meeting. Open houses will start at 6:00 p.m. local time for regional meetings and 1:00 p.m. Eastern Time for the NRC Headquarters meetings.

To maximize the time for comment, the NRC staff will only be available to answer specific questions on the Waste Confidence rule or DGEIS during the open house. The public meetings will be transcribed and will include: (1) A presentation of the contents of the DGEIS and proposed Waste Confidence rule; and (2) the opportunity for government agencies, organizations, and individuals to provide comments on the DGEIS and proposed rule. No oral comments on the DGEIS or proposed Waste Confidence rule will be accepted during the open house sessions. To be considered, oral comments must be presented during the transcribed portion of the public meeting. The NRC staff will also accept written comments at any time during the public meetings.

Persons interested in presenting oral comments at any of the 12 public meetings are encouraged to pre-register. Persons may pre-register to present oral comments by calling 301-287-9392 or by emailing [WCRegistration@nrc.gov](mailto:WCRegistration@nrc.gov) no later than 3 days prior to the meeting. Members of the public may also register to provide oral comments in-person at each meeting. Individual oral comments may be limited by the time available, depending on the number of persons who register.

If special equipment or accommodations are needed to attend or present information at a public meeting, the need should be brought to the NRC's attention no later than 10 days prior to the meeting to provide the NRC staff adequate notice to determine whether the request can be accommodated. To maximize public participation, the NRC headquarters meetings on October 1, 2013, and November 14, 2013, will be Web-streamed via the NRC's public Web site. See the NRC's Live Meeting Webcast page to participate: <http://video.nrc.gov/>. The NRC headquarters meetings will also feature a moderated teleconference line so remote attendees will have the opportunity to present oral comments. To receive the teleconference number and passcode, call 301-287-9392 or email

[WCRegistration@nrc.gov](mailto:WCRegistration@nrc.gov). Meeting agendas and participation details will be available on the NRC's Waste Confidence Public Involvement Web site at <http://www.nrc.gov/waste/spent-fuel-storage/wcd/pub-involve.html> and on the NRC's Public Meeting Schedule Web site at <http://www.nrc.gov/public-involve/public-meetings/index.cfm> no later than 10 days prior to the meetings.

Dated at Rockville, Maryland, this 12th day of September 2013.

For the Nuclear Regulatory Commission.

**Andy Imboden,**

Chief, Communication, Planning, and Rulemaking Branch Waste Confidence Directorate, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 2013-22801 Filed 9-18-13; 8:45 am]

**BILLING CODE 7590-01-P**

## NATIONAL CREDIT UNION ADMINISTRATION

### 12 CFR Parts 703 and 721

**RIN 3133-AE17**

#### Charitable Donation Accounts

**AGENCY:** National Credit Union Administration (NCUA).

**ACTION:** Proposed rule with request for comments.

**SUMMARY:** NCUA proposes to amend its regulations to clarify that a federal credit union (FCU) is authorized to fund a charitable donation account (CDA), a hybrid charitable and investment vehicle described below, as an activity incidental to the business for which an FCU is chartered, provided the account is primarily charitable in nature and meets other regulatory conditions.

**DATES:** Comments must be received on or before October 21, 2013.

**ADDRESSES:** You may submit comments by any of the following methods (Please send comments by one method only):

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *NCUA Web site:* <http://www.ncua.gov/Legal/Regs/Pages/PropRegs.aspx>. Follow the instructions for submitting comments.

- *Email:* Address to [regcomments@ncua.gov](mailto:regcomments@ncua.gov). Include “[Your name]—

Comments on Notice of Proposed Rulemaking for Parts 703 and 721” in the email subject line.

- *Fax:* (703) 518-6319. Use the subject line described above for email.

- *Mail:* Address to Gerard Poliquin, Secretary of the Board, National Credit Union Administration, 1775 Duke Street, Alexandria, Virginia 22314-3428.

- *Hand Delivery/Courier:* Same as mail address.

*Public Inspection:* You may view all public comments, as submitted, on NCUA's Web site at <http://www.ncua.gov/Legal/Regs/Pages/PropRegs.aspx>, except those we cannot post for technical reasons. NCUA will not edit or remove identifying or contact information from the public comments submitted. You may inspect paper copies of comments in NCUA's law library at 1775 Duke Street, Alexandria, Virginia 22314, by appointment weekdays between 9 a.m. and 3 p.m. To make an appointment, call (703) 518-6546 or send an email to [OGCMail@ncua.gov](mailto:OGCMail@ncua.gov).

#### FOR FURTHER INFORMATION CONTACT:

Steven W. Widerman, Senior Staff Attorney, Office of General Counsel, at the above address or by telephone: (703) 518-6540; or Rick Mayfield, Senior Capital Markets Specialist, Office of Examination and Insurance, at the above address or by telephone: (703) 518-6360.

#### SUPPLEMENTARY INFORMATION:

- I. Background
- II. Summary of the Proposed Rule
- III. Regulatory Procedures

#### I. Background

##### 1. Federal Credit Union Authority To Make Charitable Contributions

The Federal Credit Union Act (“the Act”) provides that an FCU may “exercise such incidental powers as shall be necessary or requisite to enable it to carry on effectively the business for which it is incorporated.”<sup>1</sup> Under this authority, the Board has long recognized that making charitable contributions and donations is among an FCU's incidental powers.<sup>2</sup>

Between 1999 and 2012, FCU donations were limited to two categories of charities: (1) non-profit organizations located or active in the community where the donor FCU had a place of business; and (2) tax-exempt organizations that “operated primarily to promote and develop credit unions.”<sup>3</sup> An FCU's donation to these kinds of charities was conditioned on a determination by its board of directors that the donation was in the best interests of the FCU and reasonable given its size and financial condition.<sup>4</sup> In 2012, the Board repealed the restrictions on permissible charities and

<sup>1</sup> 12 U.S.C. 1757(17).

<sup>2</sup> 44 FR 56691 (Oct. 2, 1979); 64 FR 19441 (Apr. 21, 1999); 12 CFR 721.3.

<sup>3</sup> 12 CFR 701.25(a) (2011).

<sup>4</sup> *Id.* 12 CFR 701.25(b).