

7412(r)(1), by failing to identify risks associated with accidental releases of extremely hazardous substances and failing to design and maintain a safe facility. The Complaint also alleges numerous violations of Section 112(r)(7) of the CAA, 42 U.S.C. 7412(r)(7), and the Chemical Accident Prevention regulations promulgated at 40 CFR part 68, including failure to implement safe work practices and failure to conduct mechanical integrity inspections and tests. Under the proposed settlement, the Defendant will pay \$2,850,000 in civil penalties and will be required to update its response and personal protection plans to prevent employee injury, conduct a third-party audit of its risk management practices, perform corrective action based on the audit results, and develop key performance indicators to evaluate future compliance.

The publication of this notice opens a period for public comment on the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States of America v. Formosa Plastics Corporation, Texas*, D.J. Ref. No. 90-5-2-1-08995/1. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By email .....	<i>pubcomment-ees.enrd@usdoj.gov.</i>
By mail .....	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044-7611.

During the public comment period, the proposed Consent Decree may be examined and downloaded at this Justice Department website: <http://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the proposed Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044-7611.

Please enclose a check or money order for \$11.25 (25 cents per page

reproduction cost) payable to the United States Treasury.

**Thomas Carroll,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

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## **NATIONAL ARCHIVES AND RECORDS ADMINISTRATION**

**[NARA-21-0013; NARA-2021-045]**

### **Records Schedules; Availability and Request for Comments**

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Notice of availability of proposed records schedules; request for comments.

**SUMMARY:** The National Archives and Records Administration (NARA) publishes notice of certain Federal agency requests for records disposition authority (records schedules). We publish notice in the **Federal Register** and on [regulations.gov](https://www.regulations.gov) for records schedules in which agencies propose to dispose of records they no longer need to conduct agency business. We invite public comments on such records schedules.

**DATES:** NARA must receive comments by November 1, 2021.

**ADDRESSES:** You may submit comments by the following method. You must cite the control number, which appears on the records schedule in parentheses after the name of the agency that submitted the schedule.

- **Federal eRulemaking Portal:** <http://www.regulations.gov>.

Due to COVID-19 building closures, we are currently temporarily not accepting comments by mail. However, if you are unable to comment via [regulations.gov](https://www.regulations.gov), you may contact [request.schedule@nara.gov](mailto:request.schedule@nara.gov) for instructions on submitting your comment.

#### **FOR FURTHER INFORMATION CONTACT:**

Kimberly Keravuori, Regulatory and External Policy Program Manager, by email at [regulation\\_comments@nara.gov](mailto:regulation_comments@nara.gov). For information about records schedules, contact Records Management Operations by email at [request.schedule@nara.gov](mailto:request.schedule@nara.gov), by mail at the address above, or by phone at 301-837-1799.

#### **SUPPLEMENTARY INFORMATION:**

##### **Public Comment Procedures**

We are publishing notice of records schedules in which agencies propose to

dispose of records they no longer need to conduct agency business. We invite public comments on these records schedules, as required by 44 U.S.C. 3303a(a), and list the schedules at the end of this notice by agency and subdivision requesting disposition authority.

In addition, this notice lists the organizational unit(s) accumulating the records or states that the schedule has agency-wide applicability. It also provides the control number assigned to each schedule, which you will need if you submit comments on that schedule. We have uploaded the records schedules and accompanying appraisal memoranda to the [regulations.gov](https://www.regulations.gov) docket for this notice as “other” documents. Each records schedule contains a full description of the records at the file unit level as well as their proposed disposition. The appraisal memorandum for the schedule includes information about the records.

We will post comments, including any personal information and attachments, to the public docket unchanged. Because comments are public, you are responsible for ensuring that you do not include any confidential or other information that you or a third party may not wish to be publicly posted. If you want to submit a comment with confidential information or cannot otherwise use the [regulations.gov](https://www.regulations.gov) portal, you may contact [request.schedule@nara.gov](mailto:request.schedule@nara.gov) for instructions on submitting your comment.

We will consider all comments submitted by the posted deadline and consult as needed with the Federal agency seeking the disposition authority. After considering comments, we will post on [regulations.gov](https://www.regulations.gov) a “Consolidated Reply” summarizing the comments, responding to them, and noting any changes we have made to the proposed records schedule. We will then send the schedule for final approval by the Archivist of the United States. You may elect at [regulations.gov](https://www.regulations.gov) to receive updates on the docket, including an alert when we post the Consolidated Reply, whether or not you submit a comment. If you have a question, you can submit it as a comment, and can also submit any concerns or comments you would have to a possible response to the question. We will address these items in consolidated replies along with any other comments submitted on that schedule.

We will post schedules on our website in the Records Control Schedule (RCS) Repository, at <https://www.archives.gov/records-mgmt/rcs>,

after the Archivist approves them. The RCS contains all schedules approved since 1973.

### Background

Each year, Federal agencies create billions of records. To control this accumulation, agency records managers prepare schedules proposing retention periods for records and submit these schedules for NARA's approval. Once approved by NARA, records schedules provide mandatory instructions on what happens to records when no longer needed for current Government business. The records schedules authorize agencies to preserve records of continuing value in the National Archives or to destroy, after a specified period, records lacking continuing administrative, legal, research, or other value. Some schedules are comprehensive and cover all the records of an agency or one of its major subdivisions. Most schedules, however, cover records of only one office or program or a few series of records. Many of these update previously approved schedules, and some include records proposed as permanent.

Agencies may not destroy Federal records without the approval of the Archivist of the United States. The Archivist grants this approval only after thorough consideration of the records' administrative use by the agency of origin, the rights of the Government and of private people directly affected by the Government's activities, and whether or not the records have historical or other value. Public review and comment on these records schedules is part of the Archivist's consideration process.

### Schedules Pending

1. Department of Agriculture, Forest Service, Wildland Fire Incident Management (DAA-0095-2021-0005).

2. Department of Defense, Defense Counterintelligence and Security Agency, Defense Information System for Security (DAA-0446-2021-0009).

3. Department of Energy, Federal Energy Regulatory Commission, Hydropower Projects (DAA-0138-2019-0005).

4. Department of Energy, Western Area Power Administration, Environmental Program (DAA-0201-2020-0011).

5. Department of State, Office of U.S. Foreign Assistance Resources, Consolidated Schedule (DAA-0059-2019-0017).

6. Department of Transportation, Federal Transit Administration, Drug and Alcohol Management Information System (DAA-0408-2020-0001).

7. Department of Transportation, Office of the Secretary, Records related to Disadvantaged Business Enterprise (DAA-0398-2019-0008).

8. Department of the Treasury, Internal Revenue Service, Estate and Gift Tax Returns (DAA-0058-2021-0005).

9. Administrative Office of the United States Courts, Agency-wide, Records of Surety Agents (DAA-0021-2020-0002).

**Laurence Brewer,**

*Chief Records Officer for the U.S. Government.*

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**BILLING CODE 7515-01-P**

## NUCLEAR REGULATORY COMMISSION

[NRC-2020-0227]

### Operator Licensing Examination Standards for Power Reactors

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** NUREG; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is issuing NUREG-1021, Revision 12, "Operator Licensing Examination Standards for Power Reactors."

**DATES:** NUREG-1021, Revision 12 is available on September 17, 2021 and will be applicable to operator licensing examinations that are administered 6 months after this date. Power reactor facility licensees that elect to prepare, proctor, and grade written examinations and/or prepare operating tests with administration dates 6 months or more after the date of this notice, must do so based on the guidance in NUREG-1021, Revision 12.

**ADDRESSES:** Please refer to Docket ID NRC-2020-0227 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-2020-0227. 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). NUREG-1021, Revision 12 is available in ADAMS under Accession No. ML21256A276.

- *Attention:* The PDR, where you may examine and purchase copies of public documents, is currently closed. You may submit your request to the PDR by 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:

Maurin Scheetz, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-2758, email: [Maurin.Scheetz@nrc.gov](mailto:Maurin.Scheetz@nrc.gov).

### SUPPLEMENTARY INFORMATION:

### I. Discussion

NUREG-1021, Revision 12, "Operator Licensing Examination Standards for Power Reactors," provides policies, procedures, and guidance for the development, administration, and grading of examinations used for licensing operators at nuclear power reactor facilities under the Commission's regulations in part 55 of title 10 of the *Code of Federal Regulations* (CFR), "Operators' Licenses." This NUREG also provides guidance for maintaining operators' licenses and for the NRC to conduct requalification examinations when necessary. The NRC is issuing Revision 12 of this NUREG to (1) streamline information into topic-based sections for ease of use, (2) clarify instructions for the identification and grading of performance deficiencies on the operating test, (3) revise instructions for the selection of critical tasks and the assessment of critical and significant performance deficiencies, and (4) implement changes to support the testing of fundamentals topics on the site-specific initial licensing examination instead of in a separate generic fundamentals examination.

### II. Additional Information

Revision 12 of NUREG-1021 replaces Revision 11 of NUREG-1021. Draft NUREG-1021, Revision 12, was published in the **Federal Register** for public comment on December 1, 2020 (85 FR 77280) with a 75-day comment period. The NRC received 124 public