



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

November 20, 2018

Cheryl Olson
Independent Spent Fuel Storage Installation Manager
La Crosse Boiling Water Reactor
Dairyland Power Cooperative
S4601 State Highway 35
P.O. Box 817
Genoa, WI 54632-8846

SUBJECT: FACILITY CLEARANCE REPORTING REQUIREMENTS RELATED TO FOREIGN OWNERSHIP, CONTROL OR INFLUENCE

Dear Ms. Olson:

Following the terrorist attacks in 2001, the U.S. Nuclear Regulatory Commission (NRC) invited NRC licensees to participate in a voluntary facility clearance (FCL) program that would allow access to classified information. Those licensees that agreed to participate in the voluntary program were required to obtain an FCL and a personnel security clearance in accordance with the requirements in Title 10 of the *Code of Federal Regulations* (10 CFR) Part 95, "Facility Security Clearance and Safeguarding of National Security Information and Restricted Data." Dairyland Power Cooperative agreed to participate in the program and was granted an FCL. Subsequently, the FCL was granted by letter dated October 20, 2015. The 2015 FCL letter also included an enclosure that outlined certain enhanced Foreign Ownership, Control, or Influence (FOCI) reporting obligations that exceed the FOCI reporting requirements of 10 CFR Part 95.

The NRC staff recently reviewed the enhanced FOCI reporting obligations in the October 20, 2015, letter enclosure to Dairyland Power Cooperative and determined that the enhanced reporting obligations are no longer needed. Accordingly, the NRC staff is informing Dairyland Power Cooperative that it no longer needs to provide the information identified in the enclosure to the October 20, 2015, FCL letter.

Please note that, as an FCL holder under 10 CFR Part 95, Dairyland Power Cooperative must continue to meet all applicable requirements in 10 CFR Part 95, including Sections 95.17(a)(1), 95.19(a), 95.19(b), 95.19(c), and 95.57(a). As a Cognizant Security Agency, the NRC is required to ensure that licensees receiving a FCL follow the applicable requirements in the National Industrial Security Program Operating Manual (NISPOM). The NISPOM contains additional reporting requirements beyond those in 10 CFR Part 95. Dairyland Power Cooperative, as the holder of an NRC FCL, is expected to comply with these additional NISPOM reporting requirements. Furthermore, the NRC may implement new or revised requirements as a result of changes to the NISPOM. Should this occur, the NRC will inform you and provide guidance and sufficient time for FCL holders to implement the new or revised requirements.

If you have any questions, please call me at 301-415-7751 or Doug Hase of my staff at 301-415-2650.

Sincerely,

/RA/

Darryl Parsons, Chief
Information Security Branch
Division of Security Operations
Office of Nuclear Security and Incident Response

Enclosure:
DPC FCL October 20, 2015 letter

SUBJECT: DAIRYLAND POWER COOPERATIVE FACILITY CLEARANCE REPORTING
REQUIREMENTS RELATED TO FOREIGN OWNERSHIP, CONTROL OR
INFLUENCE

DATED: November 20, 2018

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