

## I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) is considering the release of the Department of Veterans Affairs (DVA) Medical Center in Bath, New York, for unrestricted use.

The NRC staff has prepared this environmental assessment (EA) to support this licensing action in accordance with the requirements of 10 CFR Part 51. Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate. The amendment will be issued following the publication of this Notice.

## II. EA Summary

The purpose of the proposed action is to release the DVA Medical Center in Bath, New York, for unrestricted use. Although the Bath, New York facility is not a permittee under the DVA NRC Master Material License (MML) Number 03-23853-01VA, the DVA requested the NRC review and approve the facility for unrestricted release because radioactive byproduct material was identified at the facility. The approval is consistent with a March 17, 2003, Letter of Understanding (LOU) between the NRC and DVA for DVA permittees. The LOU requires the DVA to submit for NRC review, permittee requests for the release of buildings for unrestricted use where radioactive materials with a half-life greater than 120 days were used. During a special inspection at the Medical Center in Bath, the DVA discovered radioactive materials in the form of five old stock vials of carbon-14, four carbon-14 standards, and four hydrogen-3 standards, which have half-lives greater than 120 days. On November 20, 2003, the DVA submitted a request to the NRC, consistent with the LOU, to release the Medical Center in Bath, New York, for unrestricted use. The DVA Medical Center provided survey results which demonstrated that the facilities were in compliance with Title 10, Code of Federal Regulations (CFR) 20.1402, "Radiological Criteria for Unrestricted Use." No radiological remediation activities are required to complete the proposed action. The NRC staff has reviewed the information provided and surveys performed by the DVA to demonstrate compliance with the license termination criteria in Subpart E of 10 CFR 20.1402, "Radiological Criteria for Unrestricted Use," to ensure the NRC's decision is protective of public health and safety and the environment.

## III. Finding of No Significant Impact

The staff has prepared the EA (summarized above) in support of the DVA's request to release the DVA Medical Center in Bath, New York, for unrestricted use. Based on its review, the staff has determined that the affected environment and the environmental impacts associated with the decommissioning of the DVA's facilities are bounded by the impacts evaluated by the "Generic Environmental Impact Statement in Support of Rulemaking on Radiological Criteria for License Termination of NRC-Licensed Nuclear Facilities" (NUREG-1496). Additionally, no non-radiological impacts were identified. The staff also finds that the proposed release for unrestricted use of the DVA's facilities is in compliance with 10 CFR 20.1402, and finds no other activities in the area that could result in cumulative impacts. On the basis of the EA, the staff has concluded that the environmental impacts from the proposed action would not be significant. Accordingly, the staff has determined that a FONSI is appropriate, and has determined that the preparation of an environmental impact statement is not warranted.

## IV. Further Information

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," the DVA's request, the EA summarized above, and the documents related to this proposed action are available electronically for public inspection and copying from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. These documents include DVA's letter dated November 20, 2003, with enclosures (Accession No. ML033280739); and the EA summarized above (Accession No. ML041210173). These documents may also be viewed electronically on the public computers located at the NRC's Public Document Room (PDR), O 1 F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents for a fee. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR reference staff by telephone at 1-800-397-4209 or (301) 415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Lisle, Illinois, this 30th day of April 2004.

**George M. McCann,**

*Acting Chief, Decommissioning Branch,  
Division of Nuclear Materials Safety, RIII.*

[FR Doc. 04-10517 Filed 5-7-04; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Sunshine Act Meetings

**AGENCY:** Nuclear Regulatory Commission.

**DATES:** Weeks of May 10, 17, 24, 31, June 7, 14, 2004.

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Public and Closed.

### MATTERS TO BE CONSIDERED:

#### Week of May 10, 2004

*Monday, May 10, 2004*

1 p.m.—Briefing on Grid Stability and Offsite Power Issues (Public Meeting) (Contact: Cornelius Holden, 301-415-3036).

This meeting will be webcast live at the Web address—<http://www.nrc.gov>.

*Tuesday, May 11, 2004*

9:30 a.m.—Briefing on Status of Office of International Programs (OIP) Programs, Performance, and Plans (Public Meeting) (Contact: Ed Baker, 301-415-2344).

This meeting will be webcast live at the Web address—<http://www.nrc.gov>. 1:30 p.m.—Briefing on Threat Environment Assessment (Closed—Ex. 1).

#### Week of May 17, 2004—Tentative

There are no meetings scheduled for the Week of May 17, 2004.

#### Week of May 24, 2004—Tentative

*Tuesday, May 25, 2004*

1:30 p.m.—Discussion of Management Issues (Closed—Ex. 2).

*Wednesday, May 26, 2004*

10:30 a.m.—All Employees Meeting (Public Meeting).

1:30 p.m.—All Employees Meeting (Public Meeting).

#### Week of May 31, 2004—Tentative

*Wednesday, June 2, 2004*

9:30 a.m.—Briefing on Equal Employment Opportunity Program (Public Meeting) (Contact: Corenthis Kelley, 301-415-7380).

This meeting will be webcast live at the Web address—<http://www.nrc.gov>. 1:30 p.m.—Meeting with Advisory Committee on Reactor Safeguards (ACRS) (Public Meeting) (Contact: John Larkins, 301-415-7360).

This meeting will be webcast live at the Web address—<http://www.nrc.gov>.

#### Week of June 7, 2004—Tentative

There are no meetings scheduled for the Week of June 7, 2004.

#### Week of June 14, 2004—Tentative

There are no meetings scheduled for the Week of June 14, 2004.

\*The schedule for Commission meetings is subject to change on short notice. To verify the status of meetings call (recording)—(301) 415-1292. Contact person for more information: Dave Gamberoni, (301) 415-1651.

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**SUPPLEMENTARY INFORMATION:** By a vote of 3-0 on May 3, the Commission determined pursuant to U.S.C. 552b(e) and § 9.107(a) of the Commission's rules that "Affirmation of Dominion Nuclear Connecticut (Millstone Nuclear Power Station, Units 2 and 3) (Rejection by the Secretary of Petition to Intervene in License Renewal Proceeding as Premature)" be held on May 4, and on less than one week's notice to the public.

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The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/what-we-do/policy-making/schedule.html>.

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This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301-415-1969). In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to [dkw@nrc.gov](mailto:dkw@nrc.gov).

Dated: May 5, 2004.

**Dave Gamberoni,**

*Office of the Secretary.*

[FR Doc. 04-10613 Filed 5-6-04; 10:03 am]

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## SECURITIES AND EXCHANGE COMMISSION

### Submission for OMB Review; Comment Request

Upon Written Request; Copies Available From: Securities and Exchange

Commission, Office of Filings and Information Services, Washington, DC 20549.

#### Extension:

Form S-3, OMB Control No. 3235-0073, SEC File No. 270-61; Form S-8, OMB Control No. 3235-0066, SEC File No. 270-66.

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") has submitted to the Office of Management and Budget requests for extension of the previously approved collections of information discussed below.

Form S-3 (OMB Control No. 3235-0073; File No. SEC 270-61) is used by issuers to register securities pursuant to the Securities Act of 1933. Form S-3 gives investors the necessary information to make investment decisions regarding securities offered to the public. The likely respondents will be companies that file Form S-3 with the Commission on occasion. Form S-3 is a public document and all information provided is mandatory. Approximately 2,010 issuers file Form S-3 at an estimated 398 hours per response for a total annual burden of 799,980 hours. It is estimated that 50% of the total burden hours (399,990 reporting burden hours) is prepared by the issuer.

Form S-8 (OMB Control No. 3235-0066; SEC File No. 270-66) is the primary registration statement used by qualified registrants to register securities issuers in connection with employee benefit plans. Form S-8 provides verification of compliance with securities law requirements and assures the public availability and dissemination of such information. The likely respondents will be companies. The information must be filed with the Commission on occasion. Form S-8 is a public document. All information provided is mandatory. Approximately 4,050 issuers file Form S-8 at an estimated 24 hours per response for a total annual burden of 97,200 hours. It is estimated that 50% of the total burden hours (48,600 reporting burden hours) is prepared by the issuer.

An agency may conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid control number.

Written comments regarding the above information should be directed to the following persons: (i) Desk Officer for the Securities and Exchange Commission, Office of Information and Regulatory Affairs, Office of

Management and Budget, Room 10102, New Executive Office Building, Washington, DC 20503 or send an e-mail to [David\\_Rostker@omb.eop.gov](mailto:David_Rostker@omb.eop.gov); and (ii) R. Corey Booth, Director/Chief Information Officer, Office of Information Technology, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549. Comments must be submitted to OMB within 30 days of this notice.

Dated: May 3, 2004.

**Margaret H. McFarland,**

*Deputy Secretary.*

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## SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 26444; 812-13034]

### Boston Capital Tax Credit Fund V L.P. and Boston Capital Associates V L.L.C.; Notice of Application

May 4, 2004.

**AGENCY:** Securities and Exchange Commission ("Commission").

**ACTION:** Notice of an application for an order under sections 6(c) and 6(e) of the Investment Company Act of 1940 (the "Act") granting relief from all provisions of the Act, except sections 37 through 53 of the Act and the rules and regulations under those sections other than rule 38a-1.

**APPLICANTS:** Boston Capital Tax Credit Fund V L.P. (the "Partnership") and Boston Capital Associates V L.L.C. (the "General Partner").

#### SUMMARY OF THE APPLICATION:

Applicants request an order to permit the Partnership to invest in limited partnerships that engage in the ownership and operation of apartment complexes for low and moderate income persons.

**FILING DATES:** The application was filed on October 30, 2003, and amended on April 20, 2004.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the application will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on May 27, 2004, and should be accompanied by proof of service on applicants in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state