

## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (05-071)]

### NASA Advisory Council, Minority Business Resource Advisory Committee; Meeting

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of meeting.

**SUMMARY:** In accordance with the Federal Advisory Committee Act, Public Law 92-463, as amended, the National Aeronautics and Space Administration announce a forthcoming meeting of the NASA Advisory Council (NAC), Minority Business Resource Advisory Committee.

**DATES:** Thursday, April 28, 2005, 9 a.m. to 4 p.m., and Friday, April 29, 9 a.m. to 12 Noon.

**ADDRESSES:** Marshall Space Flight Center, Huntsville, Alabama 35812.

**FOR FURTHER INFORMATION CONTACT:** Mr. Ralph C. Thomas III, Office of Small and Disadvantaged Business Utilization, National Aeronautics and Space Administration, (202) 358-2088.

**SUPPLEMENTARY INFORMATION:** The meeting will be open to the public up to the seating capacity of the room. The agenda for the meeting is as follows:

- Review of Previous Meeting
- Overview of Small Business Program
- Public Comment
- Panel Discussion and Review
- Office of Small and Disadvantaged Business Utilization National Program Update
- New Business

Attendees will be requested to sign a register and to comply with NASA security requirements. You **MUST** have (1) Picture ID (driver's license) and (2) proof of insurance or (rental car agreement) to receive a pass. Foreign nationals attending this meeting will be required to provide the following information: full name; gender; date/place of birth; citizenship; employee/affiliation information (name of institution, address, country, phone); title/position of attendee. To expedite admittance, attendees can provide identifying information in advance by contacting Ms. Fran Thompson via e-mail at [Fran.Thompson@nasa.gov](mailto:Fran.Thompson@nasa.gov) or by telephone at 256-544-8816. It is imperative that the meeting be held on this date to accommodate the scheduling priorities of the key

participants. Visitors will be requested to sign a visitor's register.

**P. Diane Rausch,**

*Advisory Committee Management Officer,  
National Aeronautics and Space Administration.*

[FR Doc. 05-7323 Filed 4-11-05; 8:45 am]

**BILLING CODE 7510-13-P**

## NATIONAL TRANSPORTATION SAFETY BOARD

### Sunshine Act Meeting

**TIME AND DATE:** 9:30 a.m., Tuesday April 19, 2005.

**PLACE:** NTSB Board Room, 429 L'Enfant Plaza, SW., Washington, DC 20594.

**STATUS:** The one item is open to the public.

**MATTERS TO BE CONSIDERED:** 7711 Highway Accident Report—Motorcoach Run-Off-The Road, Highway Accident that Occurred Near Tallulah, Louisiana, on October 13, 2003.

*News Media Contact: Telephone:* (202) 314-6410.

Individuals requesting specific accommodations should contact Ms. Carolyn Dargan at (202) 314-6305 by Friday, April 15, 2005.

The public may view the meeting via a live or archived webcast by accessing a link under "News & Events" on the NTSB home page at [www.nts.gov](http://www.nts.gov).

**FOR FURTHER INFORMATION CONTACT:** Vicky D'Onofrio, (202) 314-6410.

Dated: April 8, 2004.

**Vicky D'Onofrio,**

*Federal Register Liaison Coordinator.*

[FR Doc. 05-7445 Filed 2-8-05; 2:08 pm]

**BILLING CODE 7533-01-M**

## NUCLEAR REGULATORY COMMISSION

[Docket No. STN 50-454 and License No. NPF-37]

### Exelon Generation Company, LLC; Receipt of Request for Action Under 10 CFR 2.206

Notice is hereby given that by petition dated March 2, 2005, Mr. Barry Quigley (petitioner) has requested that the NRC take action with regard to Exelon Generation Company, LLC, the licensee for Byron Station, Unit 1. The petitioner requests enforcement action for failure to comply with 10 CFR Part 50, Appendix B, Criterion XVI.

As the basis for this request, the petitioner states that the 1C cold leg loop stop isolation valve (1RC 8002C)

has been broken for at least six years and has not been repaired.

The request is being treated pursuant to Title 10 of the Code of Federal Regulations (10 CFR) Section 2.206 of the Commission's regulations. The request has been referred to the Director of the Office of Nuclear Reactor Regulation. As provided by Section 2.206, appropriate action will be taken on this petition within a reasonable time. The petitioner communicated by telephone with the Nuclear Reactor Regulation petition review board on March 4, 2005, to discuss the petition. The results of that discussion were considered in the board's determination regarding the petitioner's request for immediate action and in establishing the schedule for the review of the petition. By letter dated April 5, 2005, the Director denied the petitioner's request for immediate action with respect to repair of the 1RC 8002C valve at Exelon Generation Company, LLC's Byron Station, Unit 1. A copy of the petition is available for inspection at the Commission's Public Document Room (PDR), located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible from the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>. 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 Rockville, Maryland, this 5th day of April 2005.

For the Nuclear Regulatory Commission.

**J.E. Dyer,**

*Director, Office of Nuclear Reactor Regulation.*

[FR Doc. E5-1681 Filed 4-11-05; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-255]

### Nuclear Management Company, LLC; Notice of Receipt and Availability of Application for Renewal of Palisades Nuclear Plant; Facility Operating License No. DPR-20 for an Additional 20-Year Period

The U.S. Nuclear Regulatory Commission (NRC or Commission) has received an application, dated March

22, 2005, from Nuclear Management Company, LLC, filed pursuant to Section 104b (DPR-20) of the Atomic Energy Act of 1954, as amended, and 10 CFR Part 54, to renew the operating license for the Palisades Nuclear Plant. Renewal of an operating license authorizes the applicant to operate the facility for an additional 20-year period beyond the period specified in the current operating license. The current operating license for the Palisades Nuclear Plant (DPR-20) expires on March 24, 2011. The Palisades Nuclear Plant is a Pressure Water Reactor designed by Combustion Engineering. The unit is located near Covert, MI. The acceptability of the tendered application for docketing, and other matters including an opportunity to request a hearing, will be the subject of subsequent **Federal Register** notices.

Copies of the application are available for public inspection at the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, 20852 or electronically from the NRC's Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room under accession number ML050940429. The ADAMS Public Electronic Reading Room is accessible from the NRC's Web site at <http://www.nrc.gov/reading-rm/adams.html>. In addition, the application is available at <http://www.nrc.gov/reactors/operating/licensing/renewal/applications.html>, on the NRC's Web site, while the application is under review. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC's PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737, or by email to [pdr@nrc.gov](mailto:pdr@nrc.gov).

A copy of the license renewal application for the Palisades Nuclear Plant, is also available to local residents near the Palisades Nuclear Plant, at the South Haven Memorial Library, 314 Broadway, South Haven, MI 49090.

Dated at Rockville, Maryland, this 6th day of April, 2005.

For the Nuclear Regulatory Commission.

**Pao-Tsin Kuo,**

*Program Director, License Renewal and Environmental Impacts Program, Division of Regulatory Improvement Programs, Office of Nuclear Reactor Regulation.*

[FR Doc. E5-1676 Filed 4-11-05; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-321, 50-366, 50-348, 50-364, 50-424, and 50-425]

**Southern Nuclear Operating Company, Inc.; Edwin I. Hatch Nuclear Plant, Units 1 and 2; Joseph M. Farley Nuclear Plant, Units 1 and 2; Vogtle Electric Generating Plant, Units 1 and 2; Exemption**

### 1.0 Background

The Southern Nuclear Operating Company, Inc. (SNC or the licensee), is the holder of Facility Operating Licenses No. DPR-57, NPF-5, NPF-2, NPF-8, NPF-68, and NPF-81, which authorize operation of Edwin I. Hatch Nuclear Plant, Units 1 and 2 (Hatch), Joseph M. Farley Nuclear Plant, Units 1 and 2 (Farley), and Vogtle Electric Generating Plant, Units 1 and 2 (Vogtle), respectively. The licenses provide, among other things, that these facilities are subject to all rules, regulations, and orders of the Nuclear Regulatory Commission (NRC, the Commission) now or hereafter in effect.

The facilities consist of boiling water reactors located in Appling County in Georgia (Hatch), and pressurized water reactors in Houston County, Alabama (Farley), and Burke County, Georgia (Vogtle).

### 2.0 Request/Action

Title 10 of the Code of Federal Regulations (10 CFR), Part 50, requires in Appendix E, Section E, that adequate provisions shall be made and described for emergency facilities and equipment, including a licensee onsite technical support center and a licensee near-site emergency operations facility (EOF) from which effective direction can be given and effective control can be exercised during an emergency. Additionally, 10 CFR 50.47(b)(3) states in part, “\* \* \* arrangements to accommodate State and local staff at the licensee's near-site EOF have been made \* \* \*” The Commission issued NUREG-0696, “Functional Criteria for Emergency Response Facilities,” and Supplement 1 to NUREG-0737, “Clarification of TMI Action Plan Requirements,” to provide guidance regarding acceptable methods for meeting its EOF emergency preparedness requirements. In addition, NUREG-0654/FEMA-REP-1, “Criteria for Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants,” Evaluation Criterion H.2, states: “Each licensee shall establish an Emergency Operations Facility from

which evaluation and coordination of all licensee activities related to an emergency is carried out and from which the licensee shall provide information to Federal, State and local authorities responding to radiological emergencies in accordance with NUREG-0696, Revision 1.”

Both NUREG-0696, Table 2 and Supplement 1 to NUREG-0737, Table 1 specify that the EOF should be located between 10 and 20 miles from the site, but a primary EOF may be located closer than 10 miles if a backup EOF is located within 10 to 20 miles of the Technical Support Center. For cases where the licensee proposed an exception involving a greater deviation, and for all Corporate EOF (CEOF) proposals, the NRC staff is required to obtain Commission approval. In SNC's proposal dated October 16, 2003, and as supplemented on April 15 and August 16, 2004, the licensee requested approval to consolidate the near-site EOFs and back-up EOFs for Hatch, Farley, and Vogtle into a single EOF located at SNC's corporate location in Birmingham, Alabama.

Prior requests by other licensees to relocate EOFs to a location greater than 20 miles from associated reactor sites did not result in the NRC staff requiring an exemption to 10 CFR Part 50 Appendix E, and 10 CFR 50.47. However, the licensee's proposal to locate the EOFs in Birmingham, AL, is 1½ to 2½ times farther than any previous NRC-approved distance. At this distance, the SNC common EOF can not reasonably be considered to be “near-site.” Therefore, the NRC staff determined that an exemption to the regulations that require an EOF to be near-site is required prior to implementation of the SNC CEOF. In order to ensure that NRC actions are timely, effective, and efficient, the staff is initiating this exemption request under 10 CFR 50.12.

### 3.0 Discussion

Pursuant to 10 CFR 50.12, the Commission may, upon application by any interested person or upon its own initiative, grant exemptions from the requirements of 10 CFR Part 50 when (1) the exemptions are authorized by law, will not present an undue risk to public health or safety, and are consistent with the common defense and security; and (2) when special circumstances are present. Under 10 CFR 50.12(a)(2)(ii), special circumstances are present when application of the regulation in the particular circumstances would not serve the underlying purpose of the rule or is not necessary to achieve the underlying purpose of the rule. The