

NUCLEAR REGULATORY COMMISSION**[Docket No. 50-298]****Nebraska Public Power District; Cooper Nuclear Station; Environmental Assessment and Finding of No Significant Impact**

The U.S. Nuclear Regulatory Commission (NRC) is considering issuance of an exemption from Title 10 of the Code of Federal Regulations (10 CFR), paragraph 50.54(o), and 10 CFR part 50, Appendix J, for Facility Operating License No. DPR-46, issued to Nebraska Public Power District (NPPD or the licensee) for operation of the Cooper Nuclear Station (CNS), located in Nemaha County, Nebraska. Therefore, as required by 10 CFR 51.21, the NRC is issuing this environmental assessment and finding of no significant impact.

Environmental Assessment*Identification of the Proposed Action*

The proposed action would exempt NPPD from requirements to include main steam isolation valve (MSIV) leakage in (a) the overall integrated leakage rate test measurement required by section III.A of Appendix J, Option B, and (b) the sum of local leak rate test measurements required by section III.B of Appendix J, Option B.

The proposed action is in accordance with the licensee's application, dated March 15, 2006, for exemption from certain requirements of 10 CFR 50.54(o) as defined in 10 CFR part 50, Appendix J.

The Need for the Proposed Action

Paragraph 50.54(o) of 10 CFR part 50 requires that primary reactor containments for water cooled power reactors be subject to the requirements of Appendix J to 10 CFR part 50. Appendix J specifies the leakage test requirements, schedules, and acceptance criteria for tests of the leak tight integrity of the primary reactor containment, and of systems and components which penetrate the containment. Option B, section III.A requires that the overall integrated leak rate not exceed the allowable leakage (La) with margin, as specified in the Technical Specifications (TSs). The overall integrated leak rate, as specified in the 10 CFR part 50, Appendix J definitions, includes the contribution from MSIV leakage. By letter dated March 15, 2006, the licensee has requested an exemption from Option B, section III.A, requirements to permit exclusion of MSIV leakage from the

overall integrated leak rate test measurement. Option B, section III.B of 10 CFR part 50, Appendix J, requires that the sum of the leakage rates of Type B and Type C local leak rate tests be less than the performance criterion (La) with margin, as specified in the TSs. The licensee's letter also requests an exemption from this requirement, to permit exclusion of the MSIV contribution to the sum of the Type B and Type C tests.

The above-cited requirements of Appendix J require that MSIV leakage measurements be grouped with the leakage measurements of other containment penetrations when containment leakage tests are performed. These requirements are inconsistent with the design of the CNS and the analytical models used to calculate the radiological consequences of design-basis accidents. At CNS, and similar facilities, the leakage from primary containment penetrations, under accident conditions, is collected and treated by the secondary containment system, or would bypass the secondary containment. However, the leakage from the MSIVs is collected and treated via an Alternative Leakage Treatment (ALT) path having different mitigation characteristics. In performing accident analyses, it is appropriate to group various leakage effluents according to the treatment they receive before being released to the environment (i.e., bypass leakage is grouped, leakage into secondary containment is grouped, and ALT leakage is grouped), with specific limits for each group defined in the TSs. The proposed exemption would permit ALT path leakage to be independently grouped with its unique leakage limits.

Environmental Impacts of the Proposed Action

The NRC has completed its evaluation of the proposed action and concludes that the environmental impacts would not be significant. The proposed action will not significantly increase the probability or consequences of accidents. No changes are being made in the types of effluents that may be released off site. There is no significant increase in occupational or public radiation exposure. Therefore, there are no significant radiological environmental impacts associated with the proposed action.

With regard to potential non-radiological impacts, the proposed action does not have a potential to affect any historical sites. It does not affect non-radiological plant effluents and has no other environmental impact. Therefore, there are no significant non-

radiological impacts associated with the proposed action.

Accordingly, the NRC concludes that there are no significant environmental impacts associated with the proposed action.

Environmental Impacts of the Alternatives to the Proposed Action

As an alternative to the proposed action, the staff considered denial of the proposed action (i.e., the "no action" alternative). Denial of the application would result in no change in current environmental impacts. The environmental impacts of the proposed action and the alternative action are similar.

Alternative Use of Resources

This action does not involve the use of any different resources than those previously considered in the Final Environmental Statement dated February 1973 for CNS.

Agencies and Persons Consulted

In accordance with its stated policy, on September 26, 2006, the NRC staff consulted with the Nebraska State official, Ms. Julia Schmitt the Nebraska Department of Public Service, regarding the environmental impact of the proposed action. The State official had no comments on the environmental impact of the proposed exemption.

Finding of No Significant Impact

On the basis of the environmental assessment, the NRC concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the NRC has determined not to prepare an environmental impact statement for the proposed action.

For further details with respect to this action, see the licensee's letter dated March 15, 2006. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publically available records will be accessible electronically from the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on 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.

Dated at Rockville, Maryland, this 11th day of October 2006.

For the Nuclear Regulatory Commission.
Brian Benney,
*Project Manager, Plant Licensing Branch IV,
 Division of Operating Reactor Licensing,
 Office of Nuclear Reactor Regulation.*
 [FR Doc. E6-17245 Filed 10-16-06; 8:45 am]
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NUCLEAR REGULATORY COMMISSION

Sunshine Act Meeting Notice

AGENCY HOLDING THE MEETINGS: Nuclear Regulatory Commission.

DATE: Weeks of October 16, 23, 30, November 6, 13, 20, 2006.

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

STATUS: Public and Closed.

MATTERS TO BE CONSIDERED:

WEEK OF OCTOBER 16, 2006

Monday, October 16, 2006

9:30 a.m. Briefing on Status of New Reactor Issues—Combined Operating Licenses (COLS) (morning session).

1:30 p.m. Briefing on Status on New Reactor Issues—Combined Operating Licenses (COLS) (afternoon session) (Public Meetings) (Contact: Dave Matthews, 301-415-1199).

These meetings will be Webcast live at the Web address—<http://www.nrc.gov>.

Friday, October 20, 2006

2:30 p.m. Meeting with Advisory Committee on Reactor Safeguards (ACRS) (Public Meeting) (Contact: John Larkins, 301-415-7360).

These meetings will be Webcast live at the Web address—<http://www.nrc.gov>.

Week of October 23, 2006—Tentative

Tuesday, October 24, 2006

9:30 a.m. Briefing on Transshipment and Domestic Shipment Security of Radioactive Material Quantities of Concern (RAMQC) (Closed—Ex. 3) (morning session).

1:30 p.m. Briefing on Transshipment and Domestic Shipment Security of Radioactive Material Quantities of Concern (RAMQC) (Closed—Ex. 3 & 9) (afternoon session).

Wednesday, October 25, 2006

9:30 a.m. Briefing on Institutionalization and Integration of Agency Lessons Learned (Public Meeting) (Contact: John Lamb, 301-415-1727).

These meetings will be Webcast live at the Web address—<http://www.nrc.gov>.

1:30 p.m. Briefing on Resolution of GSI-191, Assessment of Debris Accumulation on PWR Sump Performance (Public Meeting) (Contact: Michael L. Scott, 301-415-0565).

These meetings will be Webcast live at the Web address—<http://www.nrc.gov>.

Week of October 30, 2006—Tentative

There are not meetings scheduled for the Week of October 30, 2006.

Week of November 8, 2006—Tentative

Wednesday, November 8, 2006

9:30 a.m. Briefing on Digital Instrumentation and Control (Public Meeting) (Contact: Paul Rebstock, 301-415-3295).

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

Thursday, November 9, 2005

9:30 a.m. Briefing on Draft Final Rule—Part 52 (Early Site permits/Standard Design Certification/Combined Licenses) (Public Meeting) (Contact: Dave Matthews, 301-415-1199).

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

Week of November 13, 2006—Tentative

There are not meetings scheduled for the Week of November 13, 2006.

Week of November 20, 2006—Tentative

There are not meetings scheduled for the Week of November 20, 2006.

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*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: Michelle Schroll, (301) 415-1662.

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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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The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g. braille, large print), please notify the NRC's Disability Program Coordinator, Deborah Chan, at 301-415-7041, TDD: 301-415-2100, or by e-mail at DLC@nrc.gov. Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

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This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive, 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.

Dated: October 12, 2006.

R. Michelle Schroll,

Office of the Secretary.

[FR Doc. 06-8740 Filed 10-13-06; 10:12 am]

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NUCLEAR REGULATORY COMMISSION

Notice of Opportunity To Comment on Model Safety Evaluation on Technical Specification Improvement To Modify Requirements Regarding Control Room Envelope Habitability Using the Consolidated Line Item Improvement Process

AGENCY: Nuclear Regulatory Commission.

ACTION: Request for comment.

SUMMARY: Notice is hereby given that the staff of the Nuclear Regulatory Commission (NRC) has prepared a model safety evaluation (SE) and model application relating to the modification of technical specification (TS) requirements regarding the habitability of the control room envelope (CRE). The NRC staff has also prepared a model non-significant-hazards-consideration (NSHC) determination relating to this matter. The purpose of these models is to permit the NRC to efficiently process amendments that propose to revise the CRE emergency ventilation system TS action and surveillance requirements for the CRE boundary, and to add a new TS administrative controls program, "Control Room Envelope Habitability Program." Licensees of nuclear power reactors to which the models apply could then request amendments, confirming the applicability of the SE and NSHC determination to their reactors. The NRC staff is requesting comment on the model SE and model NSHC determination prior to announcing their availability for referencing in license amendment applications.

DATES: The comment period expires November 16, 2006. Comments received after this date will be considered if it is practical to do so, but the Commission