

**NATIONAL SCIENCE FOUNDATION****National Science Board; Committee on Programs and Plans; Sunshine Act Meetings; Notice**

The National Science Board's Committee on Programs and Plans, pursuant to NSF regulations (45 CFR Part 614), the National Science Foundation Act, as amended (42 U.S.C. 1862n-5), and the Government in the Sunshine Act (5 U.S.C. 552b), hereby gives notice in regard to the scheduling of meetings for the transaction of National Science Board business and other matters specified, as follows:

*Date and Time:* Monday, August 6, 2007 at 1:30 PM.

*Subject Matter:* Discussion of proposals and awards for specific grants, contracts, or other arrangements:

- Support for the National Magnetic Field Laboratory for FY 2008-2012.
- High Performance Computing.
- Proposals for High Performance Computing for Science and Engineering Research and Education: Operations.
- Advanced Technology Solar Telescope.

*Status:* Closed.

This meeting will be held at the National Science Foundation, Room 1235, 4201 Wilson Blvd., Arlington, VA 22230. Please refer to the National Science Board Web site (<http://www.nsf.gov/nsb>) for information or schedule updates, or contact: Dr. Robert Webber, National Science Board Office, 4201 Wilson Blvd., Arlington, VA 22230. Telephone: (703) 292-7000.

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**NUCLEAR REGULATORY COMMISSION**

**[EA-07-180, Docket No.: 70-7004, License No.: SNM-2011]**

**In the Matter of USEC, Inc., American Centrifuge Plant; Order Modifying License For Additional Security Measures (Effective Immediately)****I**

USEC Inc. (USEC or the Licensee) is the holder of Special Nuclear Material (SNM) License No. SNM-2011, for the American Centrifuge Plant (ACP), issued by the U.S. Nuclear Regulatory (NRC or Commission) pursuant to 10 CFR Part 70. This license authorizes the Licensee to construct and operate a uranium enrichment facility, in accordance with the Atomic Energy Act

(AEA) of 1954, as amended, and 10 CFR Parts 30, 40, and 70. The USEC license was issued on April 13, 2007, and is due to expire on April 13, 2037.

**II**

On September 11, 2001, terrorists simultaneously attacked targets in New York, NY, and Washington, DC, using large commercial aircraft as weapons. In response to the attacks and intelligence information subsequently obtained, the Commission issued a number of Safeguards and Threat Advisories to its licensees, to strengthen licensees' capabilities and readiness to respond to a potential attack on a nuclear facility. The Commission has also communicated with other Federal, State, and local government agencies and industry representatives, to discuss and evaluate the current threat environment, to assess the adequacy of security measures at licensed facilities. In addition, the Commission has been conducting a comprehensive review of its safeguards and security programs and requirements.

As a result of its consideration of current safeguards and security plan requirements, as well as a review of information provided by the intelligence community, the Commission has determined that the Licensee must implement certain additional prudent measures to address the current threat environment. Therefore, the Commission is imposing requirements, set forth in Attachments 1 and 2<sup>1</sup> of this Order, which supplement existing regulatory requirements, to provide the Commission with reasonable assurance that the public health and safety and common defense and security continue to be adequately protected in the current threat environment. These requirements will remain in effect until the Commission determines otherwise.

The Commission recognizes that some of the requirements set forth in Attachments 1 and 2<sup>2</sup> to this Order may already have been initiated by the Licensee on its own. It is also recognized that some measures may need to be tailored to specifically accommodate the specific circumstances and characteristics, existing at the licensee's facility, to achieve the intended objectives and

<sup>1</sup> Attachments 1 and 2 contain safeguards information and will not be released to the public.

<sup>2</sup> To the extent that specific measures identified in the Attachments to this Order require actions pertaining to the Licensee's possession and use of chemicals, such actions are being directed on the basis of the potential impact of such chemicals on radioactive materials and activities subject to NRC regulation.

avoid any unforeseen effect on safe operation.

In light of the current threat environment, the Commission concludes that the Additional Security Measures must be embodied in an Order, consistent with the established regulatory framework. To provide assurance that the Licensee is implementing prudent measures to achieve an adequate level of protection to address the current threat environment, SNM-2011 shall be modified to include the requirements identified in Attachments 1 and 2 to this Order. In addition, pursuant to 10 CFR 2.202 and 70.81, I find that, in light of the circumstances described above, the public health, safety, and interest, and the common defense and security require that this Order be immediately effective.

**III**

Accordingly, pursuant to Sections 53, 62, 63, 81, 147, 149, 161b, 161i, 161o, 182, and 186 of the AEA of 1954, as amended, and the Commission's regulations in 10 CFR 2.202 and 10 CFR Parts 30, 40, and 70, it is hereby ordered, effective immediately, that material license SNM-2011 is modified as follows:

A. The Licensee shall, notwithstanding the provisions of any Commission regulation to the contrary, comply with the requirements described in Attachments 1 and 2 to this Order. The Licensee shall immediately start implementation of the requirements in Attachments 1 and 2 to the Order and shall complete implementation, unless otherwise specified in Attachments 1 and 2 to this order, no later than six (6) months before facility operation.

B. 1. The Licensee shall, within twenty (20) days of the date of this Order, notify the Commission; (1) if it is unable to comply with any of the requirements described in the Attachment; (2) if compliance with any of the requirements is unnecessary in its specific circumstances; or (3) if implementation of any of the requirements would cause the Licensee to be in violation of the provisions of any Commission regulation or its license. The notification shall provide the Licensee's justification for seeking relief from, or variation of, any specific requirement.

2. If the Licensee considers that implementation of any of the requirements described in Attachments 1 and 2 to this Order would adversely affect safe operation of its facility, the Licensee must notify the Commission, within twenty (20) days of this Order, of the adverse safety impact, the basis for