

proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c) (4) and (6) of the Government in the Sunshine Act.

Dated: October 2, 1995.

**M. Rebecca Winkler,**

*Committee Management Officer.*

[FR Doc. 95-24994 Filed 10-6-95; 8:45 am]

**BILLING CODE 7555-01-M**

### Advisory Panel for Neuroscience; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-436, as amended), the National Science Foundation announces the following meeting:

*Name:* Advisory Panel for Neuroscience (1158).

*Date and Time:* October 25-27, 1995, 9:00 a.m. to 5:00 p.m.

*Place:* National Science Foundation, Rm 780, 4201 Wilson Boulevard, Arlington, VA.

*Type of Meeting:* Part-Open.

*Contact Person:* Dr. John Edwards, Program Director, Developmental Neuroscience; Division of Integrative Biology and Neuroscience, Room 685, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230; Telephone: (703) 306-1424.

*Purpose of Meeting:* To provide advice and recommendations concerning proposals submitted to NSF for financial support.

*Minutes:* May be obtained from the contact person listed above.

*Agenda:* Open Session: October 26, 1995; 11:00 a.m. to 12:00 p.m., To discuss research trends and opportunities in Developmental Neuroscience. Closed Session: October 25, 1995; 9:00 a.m. to 5:00 p.m.; October 26, 1995; 9:00 a.m. to 11:00 a.m., 12:00 p.m. to 5:00 p.m.; October 27, 1995; 9:00 a.m. to 5:00 p.m. To review and evaluate Developmental Neuroscience proposals as part of the selection process for awards.

*Reason for Closing:* The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c) (4) and (6) of the Government in the Sunshine Act.

Dated: October 2, 1995.

**M. Rebecca Winkler,**

*Committee Management Officer.*

[FR Doc. 95-24996 Filed 10-6-95; 8:45 am]

**BILLING CODE 7555-01-M**

### NUCLEAR REGULATORY COMMISSION

#### Documents Containing Reporting or Recordkeeping Requirements; Notice of Pending Submittal to the Office of Management and Budget (OMB) for Review

**AGENCY:** Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of pending NRC action to submit an information collection request to OMB and solicitation of public comment.

**SUMMARY:** The NRC is preparing a submittal to OMB for review or continued approval of information collections under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35).

Information pertaining to the requirement to be submitted:

1. The title of the information collection: Technical Position on the Disposition of Cesium-137 Contaminated Emission Control Dust and Other Incident-Related Materials, (10 CFR 30.41(b)(7)).

2. Current OMB approval number: 3150-0017.

3. How often the collection is required: Once for each licensee desiring to implement the disposition alternative described in the Technical Position.

4. Who is required or asked to report: Any licensee desiring to implement the disposition alternative described in the Position.

5. The number of annual respondents: Maximum of twelve initially—subsequently one per year.

6. The number of hours needed annually to complete the requirement or request: 8 hours per licensee.

7. Abstract: The Nuclear Regulatory Commission is proposing the subject branch technical position as one approach, that would be acceptable to the Commission, for the disposal of radiologically-contaminated hazardous waste that has been generated at steel-producing facilities from the inadvertent meltings of sealed radiation sources.

Submit, by December 11, 1995, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?

2. Is the burden estimate accurate?

3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection be minimized, including the use of automated

collection techniques or other forms of information technology?

A copy of the draft supporting statement may be viewed free of charge at the NRC Public Document Room, 2120 L Street NW, (lower level), Washington, DC. Members of the public who are in the Washington, DC, area can access this document via modem within 30 days of the signature date of this notice on the Public Document Room Bulletin Board (NRC's Advanced Copy Document Library), NRC subsystem on FedWorld at 703-321-3339. Members of the public who are located outside of the Washington, DC, area can dial FedWorld, 1-800-303-9672, or use the FedWorld Internet address: fedworld.gov (Telnet). If assistance is needed in accessing the document, please contact the FedWorld help desk at 703-487-4608.

Comments and questions may be directed to the NRC Clearance Officer, Brenda Jo. Shelton, U.S. Nuclear Regulatory Commission, T-6 F33, Washington DC, 20555-0001, or by telephone at (301) 415-7233, or by Internet electronic mail at BJS1@NRC.GOV.

Dated at Rockville, Maryland, this 3rd day of October 1995.

For the Nuclear Regulatory Commission.

**Arnold E. Levin,**

*Acting Designated Senior Official for Information Resources Management.*

[FR Doc. 95-25008 Filed 10-6-95; 8:45 am]

**BILLING CODE 7590-01-P**

### [Docket 72-14]

#### Environmental Assessment and Finding of no Significant Impact; Toledo Edison Company, Independent Spent Fuel Storage Installation

The U.S. Nuclear Regulatory Commission (NRC or the Commission) is considering issuing a schedular exemption from certain requirements of its regulations, to Toledo Edison Company, located in Toledo, Ohio. The requested schedular exemption would allow Toledo Edison to submit the report of preoperational test acceptance criteria and test results required by 10 CFR 72.82(e) at least 3 days (instead of 30 days) prior to the receipt of fuel at its independent spent fuel storage installation (ISFSI) at the Davis-Besse Nuclear Power Station (Docket 50-346) located in Oak Harbor, Ohio.

#### Environmental Assessment

*Identification of the Proposed Action:* By letter dated September 22, 1995, Toledo Edison requested an exemption from certain schedular requirements of

10 CFR 72.82(e), which states that "A report of the preoperational test acceptance criteria and test results must be submitted \* \* \* at least 30 days prior to the receipt of spent fuel or high-level radioactive waste." Toledo Edison proposed to submit this report three days prior to the receipt of spent fuel at its ISFSI. Granting this exemption at this time would enable Toledo Edison to proceed with activities in support of its operational schedule.

*The Need for the Proposed Action:* Toledo Edison's exemption request is to assure the availability of adequate storage space in Davis-Besse's spent fuel pool to support its scheduled refueling outage. A more complete discussion of the need for the exemption follows.

Davis-Besse plans to receive new fuel in February 1996 for the refueling outage, which is scheduled to begin April 1996. Subsequent to receipt, new fuel is transferred from the new fuel storage racks into the spent fuel pool in preparation for refueling activities. Because the Davis-Besse spent fuel pool is nearly full and a full core off-load is necessary for the upcoming outage, and because there is limited space in the spent fuel pool area, the multiple activities associated with storage canister loading and the refueling outage cannot be conducted at the same time. Therefore, the storage canisters must be loaded and transported to the ISFSI prior to the receipt of new fuel.

Davis-Besse will receive its canisters in early October 1995, for the Standardized NUHOMS Horizontal Modular System for dry storage of spent fuel. Upon receipt of the canisters, Davis-Besse plans to begin preoperational testing, which it expects to require approximately 5 days. Because a substantial amount of the fuel handling activities associated with the NUHOMS system occur outside of the fuel building, Toledo Edison plans to complete these activities before the weather becomes seasonally inclement. Conducting fuel loading activities during inclement weather would complicate fuel handling operations. Therefore, Davis-Besse plans to commence fuel loading operations in late October. In order to support these activities, Toledo Edison estimates that only 10 days will be available between the completion of preoperational testing and commencement of fuel loading.

The purpose of the 30-day period in Section 72.82(e), for the licensee to submit a report of the preoperational test acceptance criteria and test results, is to establish a sufficient hold point to assure that the NRC has sufficient time to inspect a new licensee's preparations and, if necessary, exercise its regulatory

authority before fuel is received at an ISFSI. For example, an ISFSI located at an away-from-reactor site may not have a resident inspector; therefore, the full 30-day period may be necessary to provide enough time for the NRC to review the licensee's records and preoperational test results and, if needed, send inspectors to the site. The Davis-Besse ISFSI is located on a reactor site that already has two NRC resident inspectors, and at least one resident inspector and other NRC inspectors will be present at the ISFSI to observe portions of the preoperational testing activities while they are being conducted. The NRC inspectors will also have ongoing access to the licensee's test procedures and test results to be able to conduct an appropriate review. Thus, in view of the NRC's oversight presence during the preoperational testing phase at Davis-Besse, as well as the NRC's immediate access to the licensee's procedures and test results, the Commission believes that the full 30 days, provided for in the rule, will not be needed in order for NRC to complete its inspection activities and determine whether any further regulatory action is needed before spent fuel is received at the Davis-Besse ISFSI. Therefore, it is acceptable for the licensee to submit the report required by § 72.82(e) at least 3 days prior to receipt of fuel at the ISFSI instead of the full 30-day period. However, based on the inspector's ongoing observations of the preoperational tests, NRC may determine that more time than the 3-day period, requested by the licensee, is needed to review additional licensee records and preoperational test results. Therefore, in proposing to grant the requested exemption, NRC reserves the right to require additional time, if necessary, to complete its activities prior to receipt of fuel at the ISFSI.

*Environmental Impacts of the Proposed Action:* The Commission has evaluated the environmental impacts of the proposed action. The NRC reviewed the Safety Analysis Report (SAR) for the Standardized NUHOMS Horizontal Modular System (NUHOMS), and in December 1994, issued a Safety Evaluation Report (SER) approving the SAR, and on January 18, 1995, issued a Certificate of Compliance approving the use of the Standardized NUHOMS Horizontal Modular System under a general license. The environmental assessments for the Proposed Rule (54 FR 19379) and Final Rule (55 FR 29181), "Storage of Spent Fuel in NRC-approved Storage Casks at Power Reactor Sites," considered the environmental impact

associated with the use of NRC-approved dry storage systems and concluded that these activities would have no significant impact on the environment. Further, the environmental assessment for the Final Rule (59 FR 65898), "List of Approved Spent Fuel Storage Casks: Addition" evaluated the environmental impacts associated with the use of the Standardized NUHOMS Horizontal Modular Storage System, in particular, for storage of irradiated fuel and made a Finding of No Significant Impact. On the basis of these reviews, the NRC believes spent fuel can be stored in the ISFSI at Davis-Besse without significant environmental impact.

The proposed exemption would not alter or affect the impacts of operation of the NUHOMS system previously evaluated by NRC. Rather, it would merely allow Toledo Edison to submit the report of preoperational test acceptance criteria and test results required by § 72.82(e), at least 3 days prior to receipt of fuel at the ISFSI instead of the required 30-day period. As previously noted, the 30-day period is to provide the NRC sufficient opportunity to review the licensee's submittal. With inspectors on site, a shorter period will, in this case, provide the same, sufficient opportunity for NRC to carry out these oversight responsibilities. In addition, the exemption still allows the NRC to delay the receipt of fuel at the ISFSI if it is determined that additional review time is necessary. Further, the proposed exemption is administrative in nature and does not involve any change that (1) would increase the probability or consequences of accidents, (2) change the types of any effluents that may be released offsite, or (3) significantly increase the allowable individual or cumulative occupational radiation exposure. Accordingly, the Commission concludes that this proposed exemption would have no significant radiological or nonradiological environmental impacts.

*Alternatives to the Proposed Action:* Since the Commission has concluded there would be no measurable environmental impacts associated with the proposed action, any alternatives with equal or greater environmental impact need not be evaluated. The staff considered the alternative of denying the requested exemption. Denial could result in fuel handling activities being conducted during inclement weather which could, in turn, unnecessarily complicate fuel handling operations. Denial also could result in the loss of full core off-load capability which,

while not required, is an advantageous condition.

*Agencies and Persons Consulted:* The Commission's staff reviewed Toledo Edison's request dated September 22, 1995, and did not consult other agencies or persons.

#### **Finding of no Significant Impact:**

Based upon the foregoing environmental assessment, the Commission concludes that the proposed action would not have a significant effect on the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed exemption.

For further details with respect to this action, the request for exemption dated September 22, 1995, and other related documents are available for public inspection and for copying (for a fee) at the NRC Public Document Room at the Gelman Building, 2120 L Street, NW, Washington, DC 20555, and at the Local Public Document Room located in the William Carlson Library, University of Toledo, 2801 West Bancroft Avenue, Toledo, Ohio 43606.

Dated at Rockville, Maryland, this 29th day of September 1995.

For the Nuclear Regulatory Commission.

**Charles J. Haughney,**

*Deputy Director, Spent Fuel Project Office,  
Office of Nuclear Material Safety and  
Safeguards.*

[FR Doc. 95-25007 Filed 10-6-95; 8:45 am]

**BILLING CODE 7590-01-P**

#### **Advisory Committee on Nuclear Waste; Meeting**

The Advisory Committee on Nuclear Waste (ACNW) will hold its 78th meeting on October 24 and 25 (Room T-2B3) and 26 (Room T-2B1), 1995, at 11545 Rockville Pike, Rockville, Maryland.

The entire meeting will be open to public attendance.

The agenda for this meeting shall be as follows:

*Tuesday, October 24, 1995—8:30 a.m.  
until 6 p.m.*

*Wednesday, October 25, 1995—8:30  
a.m. until 6 p.m.*

*Thursday, October 26, 1995—8:30 a.m.  
until 6 p.m.*

During this meeting the Committee plans to consider the following:

*A. Reviewing NRC's Programmatic Approach to Low-Level Waste Management—*The Committee will review alternatives to the future course of NRC's Low-Level Radioactive Waste Disposal Program. Members of the

Division of Waste Management will participate, as well as representatives from other organizations.

*B. Meet with Representatives of the Environmental Protection Agency—*The Committee will meet with representatives of the EPA and hear a status report on recent activities related to the report by the National Research Council's Committee on the Technical Bases for Yucca Mountain Standards.

*C. Residual Levels for Decontamination—*The Committee will be briefed by the NRC staff on this recent effort to determine acceptable radiation levels when a nuclear facility permanently shuts down and is released for other uses.

*D. Preparation of ACNW Reports—*The Committee will discuss proposed reports, including comments on the high-level waste hydrology research program, the staff's Low-Level Waste alternative paper, and the adequacy of data being collected at the Yucca Mountain site for a license application.

*E. Meeting with the Director, NRC's Division of Waste Management, Office of Nuclear Materials Safety and Safeguards—*The Director will discuss items of current interest related to the Division of Waste Management programs.

*F. Prepare for Meeting with the Commission—*The Committee will review topics for discussion with the Commission in preparation for its November 16, 1995 meeting with the Commission.

*G. ACNW Priorities—*The Committee will discuss issues that will be placed high on their safety review priorities list.

*H. Committee Activities/Future Agenda—*The Committee will consider topics proposed for future consideration by the full Committee and Working Groups. The Committee will also discuss ACNW-related activities of individual members.

*I. Miscellaneous—*The Committee will discuss miscellaneous matters related to the conduct of Committee activities and organizational activities and complete discussion of matters and specific issues that were not completed during previous meetings, as time and availability of information permit.

Procedures for the conduct of and participation in ACNW meetings were published in the **Federal Register** on September 27, 1995 (60 FR 49924). In accordance with these procedures, oral or written statements may be presented by members of the public, electronic recordings will be permitted only during those portions of the meeting that are open to the public, and questions may be asked only by

members of the Committee, its consultants, and staff. Persons desiring to make oral statements should notify the Chief, Nuclear Waste Branch, Mr. Richard K. Major, as far in advance as practicable so that appropriate arrangements can be made to allow the necessary time during the meeting for such statements. Use of still, motion picture, and television cameras during this meeting may be limited to selected portions of the meeting as determined by the ACNW Chairman. Information regarding the time to be set aside for this purpose may be obtained by contacting the Chief, Nuclear Waste Branch prior to the meeting. In view of the possibility that the schedule for ACNW meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons planning to attend should check with Mr. Major if such rescheduling would result in major inconvenience.

Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefor can be obtained by contacting Mr. Richard K. Major, Chief, Nuclear Waste Branch (telephone 301/415-7366), between 8 a.m. and 5 p.m. EDT.

ACNW meeting notices, meeting transcripts, and letter reports are now available on FedWorld from the "NRC MAIN MENU." Direct Dial Access number to FedWorld is (800) 303-9672; the local direct dial number is 703-321-3339.

Dated: October 3, 1995.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. 95-25010 Filed 10-6-95; 8:45 am]

**BILLING CODE 7590-01-M**

#### **[Docket No. 50-286]**

#### **Power Authority of the State of New York (Indian Point Nuclear Generating Unit No. 3); Exemption**

**I**

The Power Authority of the State of New York (the licensee) is the holder of Facility Operating License No. DPR-64, which authorizes operation of the Indian Point Nuclear Generating Unit No. 3 (IP3). The license provides, among other things, that the licensee is subject to all rules, regulations, and orders of the Nuclear Regulatory Commission (the Commission) now or hereafter in effect.

The facility consists of a pressurized-water reactor at the licensee's site located in Westchester County, New York.