

The proposed action before the Commission is whether to grant this exemption pursuant to 10 CFR 72.7.

Need for the Proposed Action: The NRC granted a license to construct and operate the ISF Facility to FWENC on November 30, 2004. FWENC will build and operate the facility under a contract with the U. S. Department of Energy (DOE). The ISF Facility represents an additional milestone in the 1995 settlement agreement among DOE, the U.S. Navy, and the State of Idaho regarding the disposition of spent nuclear fuel at INEEL.

The exemption would allow the licensee additional time to submit an original FSAR beyond February 28, 2005, which is 90 days from the date the facility license was issued. As part of its justification for the exemption request, FWENC indicated that it has held recent discussions with DOE to determine whether the FSAR and related documents contain sensitive information that should be withheld from public disclosure. These discussions were prompted in part by recent NRC actions to reassess its policy and practices on release of sensitive information; however, the NRC has not yet provided any new direction to licensees on this subject. FWENC has not yet made its determination, but it may need to expend more resources and/or time to prepare the FSAR and associated justifications if it elects to request that parts of the document be withheld. In order to allow it more time to identify what parts of the FSAR, if any, are to be withheld, to prepare the necessary justifications, and to revise the document accordingly, the licensee has requested the subject exemption.

Environmental Impacts of the Proposed Action: The NRC staff previously evaluated the environmental impacts resulting from the construction, operation and decommissioning of the ISF Facility, and determined that such impacts would be acceptably small. The staff's conclusions are documented in the "Environmental Impact Statement (EIS) for the Proposed Idaho Spent Fuel Facility at the Idaho National Engineering and Environmental Laboratory in Butte County, Idaho (Final Report), NUREG-1773," issued in January 2004. The proposed action under consideration would not change the staff's previous conclusions in the EIS regarding environmental impacts, because the proposed exemption is an administrative action that will not affect the physical design or operation of the ISF Facility. Therefore, there are no radiological or non-radiological impacts from a delay in submitting the FSAR, and the staff finds that the proposed

exemption will not have any significant environmental impact.

Alternative 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). Approval or denial of the exemption request would result in no change in the environmental impacts described in the staff's final EIS. Therefore, the environmental impacts of the proposed action and the alternative action are similar.

Agencies and Persons Consulted: On February 17, 2005, Mr. Doug Walker, Senior Health Physicist with the State of Idaho INEEL Oversight Program, was contacted regarding the environmental assessment for the proposed exemption and had no comments. The NRC staff previously evaluated the environmental impacts of the ISF Facility in the final EIS issued in January 2004, and has determined that additional consultation under Section 7 of the Endangered Species Act is not required for this specific exemption which involves administrative reporting requirements and will not affect listed species or critical habitat. The NRC staff has similarly determined that the proposed exemption is not a type of activity having the potential to cause effects on historic properties. Therefore, no further consultation is required under Section 106 of the National Historic Preservation Act.

Conclusion: The staff has reviewed the exemption request submitted by FWENC and has determined that allowing the licensee to delay the submittal of the original Final Safety Analysis Report for the ISF Facility up to an additional 6 months beyond the date required by 10 CFR 72.70(a)(1) is an administrative change, and would have no significant impact on the environment.

Finding of No Significant Impact

The environmental impacts of the proposed action have been reviewed in accordance with the requirements set forth in 10 CFR part 51. Based upon the foregoing EA, the Commission finds that the proposed action of granting the exemption from 10 CFR 72.70(a)(1), so that FWENC may delay the submittal of the original FSAR for the ISF Facility, will not significantly impact the quality of the human environment. Accordingly, the Commission has determined that a Finding of No Significant Impact is appropriate, and that an environmental impact statement for the proposed exemption is not necessary.

For further details with respect to this action, see the FWENC request for

exemption, dated February 2, 2005, which was docketed under 10 CFR part 72, Docket No. 72-25. This document is available for public inspection at the Commission's Public Document Room, One White Flint North Building, 11555 Rockville Pike, Rockville, MD, or from the publicly available records component of NRC's Agencywide Documents Access and Management System (ADAMS). This document may be accessed through the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/reading-rm/adams.html>. If there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff at 1-800-397-4209, (301) 415-4737 or by e-mail at pdr@nrc.gov.

Dated at Rockville, Maryland, this 1st day of March, 2005.

For the Nuclear Regulatory Commission.

James R. Hall,

Senior Project Manager, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards.

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OFFICE OF MANAGEMENT AND BUDGET

Acquisition Advisory Panel

AGENCY: Office of Management and Budget, Executive Office of the President.

ACTION: Notice of Federal Advisory Committee meeting.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, as amended), notice is hereby given that the Acquisition Advisory Panel established in accordance with the Services Acquisition Reform Act of 2003 will meet on March 30, 2005 and again on April 19, 2005 at 9 a.m., eastern time. Location for the March 30, 2005 meeting will be the General Services Administration (GSA) Auditorium at 1800 F. Street, NW., Washington, DC 20405. While the meeting is open to the public, building security requires you to provide your name to the Designated Federal Officer (DFO) (contact information listed below) by March 28, 2005. You will need photo identification to enter the building. Location for the April 19, 2005 meeting is expected to be the Federal Deposit Insurance Corporation (FDIC) basement auditorium, 801 17th Street NW., Washington DC 20434. While this meeting is open to the public, building security requires that you provide your

name to the DFO by April 14, 2005. Confirm the location of the April 19th meeting by visiting the Panel's Web site at <http://www.acqnet.gov/aap>. Confirmation is expected to be posted by March 21, 2005. The Panel's statutory charter is to review Federal contracting laws, regulations, and governmentwide policies, including the use of commercial practices, performance-based contracting, performance of acquisition functions across agency lines of responsibility, and governmentwide contracts. The Panel established the following five working groups during its February 28, 2005 meeting: Commercial Practices/ Commercial Items; Performance-based Contracting; Governmentwide Contracts and Interagency Contract Vehicles; Cross-cutting Issues—Small Business, and; Cross-cutting Issues—Federal Workforce. The working groups will report on their initial progress during the March 30th, 2005 meeting, which may also include any follow-up recommendations for additional working groups or other issues to be examined. The April 19th meeting will cover any significant updates as well as discussions related to the topics of each of the working groups. The public may obtain copies of Initial Working Group Issues for the Commercial Practices, Governmentwide Contracts and Interagency Contract Vehicles, Performance-based Contracting, and Cross-cutting Issues—Federal Workforce working groups at the Panel's Web site under Working Groups at <http://www.acqnet.gov/aap>.

In addition to discussions related to these working groups, the Panel has also invited presentations from specific individuals in the private sector on commercial practices during the March 30th meeting and individuals from both the public and private sectors during the April 19th meeting. These presentations will focus on a number of issues including, but not limited to commercial practices/techniques for the use of time and materials or labor hour contracts, share-in-savings contracts, best value procurements, use of firm-fixed price contracts or task orders for services, competition for services contracts and task orders, including information technology and business process services, and the development of requirements for services procurements. A draft agenda will be posted at the Panel's Web site at <http://www.acqnet.gov/aap> prior to each meeting. While these two meetings will include presentations by invitation only, the general public will be given the opportunity to provide oral

statements to the Panel at a subsequent meeting to be announced in the **Federal Register**. The Panel also seeks written public statements of any length specifically related to the working group topics. Although the Panel accepts written comments until the date of the meeting (unless otherwise stated), written comments should be received by the DFO at least five business days prior to the meeting date so that the written comments may be made available to the Panel for their consideration. Written comments should be supplied, electronically if possible, to the DFO at the e-mail address (or for hardcopies, mailing address) noted below. Acceptable electronic formats include Adobe Acrobat, Microsoft Word, Rich Text files in IBM-PC/Windows 98/2000/XP format. Those providing written comments and who attend the meeting are also asked to bring 35 copies of their comments for public distribution.

SUPPLEMENTARY INFORMATION: The purpose of the Panel is to provide independent advice and recommendations to the Office of Federal Procurement Policy and Congress pursuant to Section 1423 of the Services Acquisition Reform Act of 2003. Interested parties are invited to attend the meetings.

Meeting Accommodations

Individuals requiring special accommodation to access the public meeting listed above should contact the DFO at least five business days prior to the meeting so that appropriate arrangements can be made.

Requests for additional information or written statements should be directed to Laura Auletta, Designated Federal Officer (DFO), at laura.auletta@gsa.gov or (202) 208-7279, General Services Administration, 1800 F. Street, NW., Room 4006, Washington, DC 20405.

Laura Auletta,

Designated Federal Officer (Executive Director).

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OFFICE OF SCIENCE AND TECHNOLOGY POLICY

Meeting of the President's Council of Advisors on Science and Technology

ACTION: Notice of meeting.

SUMMARY: This notice sets forth the schedule and summary agenda for a meeting of the President's Council of Advisors on Science and Technology

(PCAST), and describes the functions of the Council. Notice of this meeting is required under the Federal Advisory Committee Act (FACA).

Dates and Place: March 22, 2005, Washington, DC. The meeting will be held in the East Room (Lobby Level) of the Renaissance Mayflower Hotel, 1127 Connecticut Avenue, NW., Washington, DC 20036.

Type of Meeting: Open. Further details on the meeting agenda will be posted on the PCAST Web site at: <http://www.ostp.gov/PCAST/pcast.html>.

Proposed Schedule and Agenda: The President's Council of Advisors on Science and Technology is scheduled to meet in open session on Tuesday March 22, 2005, at approximately 12:30 p.m. The PCAST is tentatively scheduled to: (1) Pursuant to its designation as the National Nanotechnology Advisory Panel under the 21st Century Nanotechnology Research and Development Act, discuss a draft report assessing Federal nanotechnology programs and, pending the discussion, approve the report; and (2) discuss new topics areas to examine in the coming year. This session will end at approximately 5 p.m. Additional information on the agenda will be posted at the PCAST Web site at: <http://www.ostp.gov/PCAST/pcast.html>.

Public Comments: There will be time allocated for the public to speak on the above agenda items. This public comment time is designed for substantive commentary on PCAST's work topics, not for business marketing purposes. Please submit a request for the opportunity to make a public comment five (5) days in advance of the meeting. The time for public comments will be limited to no more than 5 minutes per person. Written comments are also welcome at any time following the meeting. Please notify Stan Sokul, PCAST Executive Director, at (202) 456-7116, or fax your request/comments to (202) 456-6021.

FOR FURTHER INFORMATION CONTACT: For information regarding time, place and agenda, please call Stan Sokul at (202) 456-7116, prior to 3 p.m. on Friday, March 18, 2005. Information will also be available at the PCAST Web site at: <http://www.ostp.gov/PCAST/pcast.html>. Please note that public seating for this meeting is limited and is available on a first-come, first-served basis.

SUPPLEMENTARY INFORMATION: The President's Council of Advisors on Science and Technology was established by Executive Order 13226, on September 30, 2001. The purpose of PCAST is to advise the President on matters of science and technology