

combine with sediments rather than remaining dissolved in the ocean water.

Archive and scrap materials meeting the stabilization criteria of DOE Standard DOE-3013-2000 would be stored in two Type B shipping packages. There is very little risk of either an inadvertent criticality, or dispersion of plutonium in the event of an accident, because the plutonium would be incorporated in a non-dispersible ceramic material. The dose rate at 1 m from the packages would not exceed 0.1 mrem/hr, which would result in only minimal personnel exposure, and would not exceed the dose rate from storage of archive and scrap materials as anticipated in the SPD EIS, which is estimated to be 0.15 mrem/hr at 1 m.

Both the Storage & Disposition PEIS (at Section G.1.2.6) and the SPD EIS (at Section L.6.5) acknowledged that a threat could be presented by sabotage or terrorism, and concluded that adequate safeguards are in place to meet such a threat. Although the likelihood of an attempted act of sabotage or terrorism occurring is not precisely knowable, the chance of success of any such attempt was judged to be very low, particularly in light of the transport methods to be employed by DOE in these shipments, which are designed specifically to afford security against sabotage or terrorism, as well as safety in the event of an accident. In preparing the SA, DOE again considered sabotage or terrorism and determined that adequate safeguards remain in place to meet such threats.

Based on these analyses, DOE/NNSA has determined that the potential environmental impacts associated with lead assembly fabrication in France are within the impacts evaluated in the Storage and Disposition PEIS and the SPD EIS. Fabricating lead assemblies at existing MOX fuel fabrication facilities in France would not constitute significant new circumstances or information relevant to environmental concerns and bearing on the previously analyzed action or its impacts either in the United States or affecting the global commons. Therefore, pursuant to 10 CFR 1021.314(c), no additional NEPA analysis is required by DOE/NNSA in order to fabricate MOX fuel lead assemblies in France.

V. Response to Public Comments

DOE has received letters requesting that it prepare a supplemental EIS on the fabrication of lead assemblies in Europe. These requests convey concerns that public safety is put at risk by the proposal to fabricate MOX fuel lead assemblies in Europe. In particular, concerns have been expressed about the

transportation of plutonium to and from Europe and the safety of the facilities in France. One letter received by DOE alleges that the proposal to fabricate lead assemblies in Europe has not been analyzed in an EIS, and therefore that an SA is not an appropriate document in which to analyze the proposal.

DOE disagrees with the last assertion. Fabrication of MOX fuel assemblies in Europe was specifically analyzed in the Storage and Disposition PEIS. In that evaluation, the transportation impacts of fabricating the entire 50 metric tons of surplus plutonium in Europe (as opposed to the current proposal to use up to 0.14 metric tons to fabricate four lead assemblies) was analyzed. The Storage and Disposition PEIS was issued for public review and comment in accordance with NEPA requirements. DOE/NNSA believes that this afforded the public ample opportunity to comment on fabrication of MOX fuel in Europe.

As the analysis presented in the SA makes clear, the potential environmental impacts associated with lead assembly fabrication in Europe are within the impacts evaluated in the Storage and Disposition PEIS and the SPD EIS. In this analysis, particular attention has been given to the impacts of transportation. As part of this analysis, the SA evaluates impacts of activities that affect the global commons outside the jurisdiction of any one nation. The SA does not address the impacts of the proposal in France, however, because DOE believes that it is neither required nor appropriate under NEPA to evaluate the safety or environmental impacts of an activity within and under the jurisdiction and control of another sovereign nation. Nevertheless, DOE wishes to emphasize that the transportation activities and facilities in France will be government-licensed and conducted and operated under strict standards. Accordingly, DOE/NNSA has concluded that preparation of a supplemental EIS is not needed.

VI. Amended Decision

DOE/NNSA will use U.S. surplus plutonium from LANL to fabricate up to four mixed oxide fuel lead assemblies in France on a one-time basis. The plutonium oxide will be transported overland from LANL to Charleston NWS,⁵ and then shipped across the Atlantic Ocean to Cherbourg, France.

⁵ However, if Charleston Naval Weapons Station is not available to support the schedule, either Yorktown Naval Weapons station or Naval Station Norfolk could be used for both the outbound and return shipments, after appropriate notifications and agreements have been made.

The plutonium oxide will be fabricated at existing facilities in France (Cadarache and MELOX). After fabrication, lead assemblies and archive and scrap materials will be returned to the United States through Charleston NWS.

Consistent with decisions in the January 2000 ROD for the SPD EIS, these lead assemblies will be transported to Catawba⁶ for irradiation, and selected rods from the irradiated lead assemblies will be transported to ORNL for post-irradiation examination. Archive and scrap materials will be stored at LANL. This decision will allow DOE to fabricate lead assemblies on a schedule compatible with DOE's MOX fuel fabrication schedule.

Issued in Washington, DC, this 7th day of November, 2003.

Charles S. Przybylek,

Chief Operating Officer, National Nuclear Security Administration.

[FR Doc. 03-28506 Filed 11-13-03; 8:45 am]

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DEPARTMENT OF ENERGY

Bonneville Power Administration

Fish and Wildlife Implementation Plan

AGENCY: Bonneville Power Administration (BPA), Department of Energy (DOE).

ACTION: Notice of availability of Record of Decision (ROD).

SUMMARY: This notice announces the availability of BPA's ROD to adopt the Preferred Alternative (PA 2002) Policy Direction in its Fish and Wildlife Implementation Plan Environmental Impact Statement (FWIP EIS, DOE/EIS-0312, April 2003). BPA has decided to adopt this Preferred Alternative as a comprehensive and consistent policy to guide the implementation and funding of the agency's fish and wildlife mitigation and recovery efforts. PA 2002 focuses on enhancing fish and wildlife habitat, modifying hydro operations and structures, and reforming hatcheries to both increase populations of listed fish stocks and provide long-term harvest opportunities. PA 2002 reflects fish and wildlife policy guidance for the Pacific Northwest region and considers extensive public input. It is also consistent with the fish and wildlife component of BPA's earlier Business

⁶ The plants' refueling schedules determine availability for lead assembly use. Duke Power Company submitted a license amendment request to the NRC for Catawba. However, if needed, McGuire could also be used, provided a license amendment request was submitted and approved.

Plan decision to use a Market-Driven approach for participation in the electric utility market (Business Plan EIS, DOE/EIS-0183, June 1995, and Business Plan ROD, August 15, 1995).

ADDRESSES: Copies of the ROD and EIS may be obtained by calling BPA's toll-free document request line, 1-800-622-4520. The ROD and EIS are also available on our Web site, www.efw.bpa.gov.

FOR FURTHER INFORMATION CONTACT: Charles Alton, Project Manager, Bonneville Power Administration—KEC-4, P.O. Box 3621, Portland, Oregon, 97208-3621; telephone number 503-230-5878; e-mail ccalton@bpa.gov.

Issued in Portland, Oregon, on October 31, 2003.

Stephen J. Wright,

Administrator and Chief Executive Officer.

[FR Doc. 03-28507 Filed 11-13-03; 8:45 am]

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DEPARTMENT OF ENERGY

Office of Energy Efficiency and Renewable Energy

Federal Energy Management Advisory Committee

AGENCY: Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: This notice announces the eighth meeting of the Federal Energy Management Advisory Committee (FEMAC), an advisory committee established under Executive Order 13123—"Greening the Government through Efficient Energy Management." The Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770) requires that these meetings be announced in the **Federal Register** to allow for public participation.

DATES: Wednesday, December 3, 2003; 9 a.m. to 12 p.m.

ADDRESSES: Loews L'Enfant Plaza Hotel, 480 L'Enfant Plaza, SW., Washington DC 20024.

FOR FURTHER INFORMATION CONTACT: Rick Klimkos, Designated Federal Officer for the Committee, Office of Federal Energy Management Programs, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585; (202) 586-8287.

SUPPLEMENTARY INFORMATION:

Purpose of the Meeting: To provide advice and guidance on a range of issues critical to meeting mandated Federal energy management goals.

Tentative Agenda: Agenda will include discussions on the following topics:

- Review of FEMAC's Draft Strategic Plan
- Evaluation of FEMP's Multi-Year Plan
- Assessment of FEMAC's current working groups
- Establish new FEMAC working group

Public Participation: In keeping with procedures, members of the public are welcome to observe the business of the Federal Energy Management Advisory Committee. If you would like to file a written statement with the committee, you may do so either before or after the meeting. If you would like to make oral statements regarding any of these items on the agenda, you should contact Rick Klimkos at (202) 586-8287 or rick.klimkos@ee.doe.gov (e-mail). You must make your request for an oral statement at least 5 business days before the meeting. Members of the public will be heard in the order in which they sign up at the beginning of the meeting. Reasonable provision will be made to include the scheduled oral statements on the agenda. The chair of the committee will make every effort to hear the views of all interested parties. The chair will conduct the meeting to facilitate the orderly conduct of business.

Minutes: The minutes of the meeting will be available for public review and copying within 30 days at the Freedom of Information Public Reading Room; Room 1EB190; Forrestal Building; 1000 Independence Avenue, SW., Washington, DC, between 9 a.m. and 4 p.m., Monday through Friday, except Federal holidays.

Issued at Washington, DC on November 7, 2003.

Rachel M. Samuel,

Deputy Advisory Committee Management Officer.

[FR Doc. 03-28509 Filed 11-13-03; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP04-12-000]

TransColorado Gas Transmission Company; Notice of Application

November 6, 2003.

Take notice that on October 31, 2003, TransColorado Gas Transmission Company (TransColorado), filed with the Federal Energy Regulatory Commission (Commission) pursuant to section 7(C) of the Natural Gas Act, and part 157 and § 2.55(a) of the Commission's Regulations its application for a certificate of public

convenience and necessity authorizing installation, construction, modification and operation of compression facilities, minor piping and ancillary facilities. The filing is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659.

Any questions regarding the application may be directed to Skip George, Manager of Certificates, TransColorado Gas Transmission Company, PO Box 281304, Lakewood, Colorado 80228-8304, phone (303) 914-4969.

There are two ways to become involved in the Commission's review of this project. First, any person wishing to obtain legal status by becoming a party to the proceedings for this project should, on or before the comment date, file with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, a motion to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) and the regulations under the NGA (18 CFR 157.10). A person obtaining party status will be placed on the service list maintained by the Secretary of the Commission and will receive copies of all documents filed by the applicant and by all other parties. A party must submit 14 copies of filings made with the Commission and must mail a copy to the applicant and to every other party in the proceeding. Only parties to the proceeding can ask for court review of Commission orders in the proceeding. Comments and protests may be filed electronically via the Internet in lieu of paper. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's website under the "e-Filing" link. The Commission strongly encourages intervenors to file electronically.

However, a person does not have to intervene in order to have comments considered. The second way to participate is by filing with the Secretary of the Commission, as soon as possible, an original and two copies of comments in support of or in opposition to this project. The Commission will consider these comments in determining the appropriate action to be taken, but the filing of a comment alone