

MISSISSIPPI RIVER COMMISSION**Sunshine Act Meetings****AGENCY HOLDING THE MEETINGS:**

Mississippi River Commission.

TIME AND DATE: 2 p.m., September 27, 2004.

PLACE: Mississippi River Commission Headquarters Building, 1400 Walnut Street, Vicksburg, MS.

STATUS: Open to the public for observation, but not for participation.

MATTERS TO BE CONSIDERED: The Commission will consider the Bayou Sorrel Lock, Louisiana, Final Feasibility Report and Environmental Impact Statement.

CONTACT PERSON FOR MORE INFORMATION: Mr. Stephen Gambrell, telephone 601-634-5766.

Brenda S. Bowen,

Army Federal Register Liaison Officer.

[FR Doc. 04-20522 Filed 9-7-04; 1:22 pm]

BILLING CODE 3710-6X-M

NUCLEAR REGULATORY COMMISSION

[Docket No. 040-08794]

Notice of License Termination and Release of Molycorp's Property In York, PA for Unrestricted Release

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of license termination and site release for unrestricted use.

FOR FURTHER INFORMATION CONTACT:

Thomas G. McLaughlin, Materials Decommissioning Section, Division of Waste Management and Environmental Protection, NRC, Washington, DC 20555; telephone (301) 415-5869; fax (301) 415-5397; or e-mail at tgm@nrc.gov.

SUPPLEMENTARY INFORMATION:**I. Introduction**

Pursuant to 10 CFR 2.106, the Nuclear Regulatory Commission (NRC) is providing notice that it is terminating license SMB-1408 for Molycorp, Inc. (Molycorp or Licensee), and releasing the Molycorp property in York, PA, for unrestricted use. The Licensee's request for an amendment to authorize decommissioning of its former rare earth processing facility in York, PA, was previously noticed in the **Federal Register** on May 13, 1996 (61 FR 22075) with a notice of an opportunity to request a hearing.

Molycorp provided a final radiological status survey and

performed an on-site and off-site dose analysis to demonstrate the site meets the license termination criteria in Subpart E of 10 CFR part 20. In addition, NRC staff conducted independent measurements of residual contamination remaining at the site.

The NRC staff has evaluated the Molycorp request, has reviewed the results of the final radiological survey, has performed confirmatory measurements throughout the site property, and has determined that the site cleanup meets the Site Decommissioning Management Plan criteria as well as the unrestricted release dose criteria in 10 CFR 20.1402. The Commission has concluded that the site is suitable for release for unrestricted use, and has terminated the license for the Molycorp York, PA property. The staff prepared a Safety Evaluation Report (SER) to support the proposed action.

II. Further Information

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," details with respect to this action, including the SER, are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this site, you can access the NRC's Agencywide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The ADAMS accession number for the document "Release of Molycorp York Pennsylvania Property and Termination of License (License No. SMB-1408)" is ADAMS No. ML042310150. If you do not have access to ADAMS or if there are problems in accessing a document located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff at 1-800-397-4209, (301) 415-4737, or by e-mail to pdr@nrc.gov.

These documents may also be viewed electronically on the public computers located at the NRC's Public Document Room (PDR), O 1 F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents for a fee.

For the Nuclear Regulatory Commission.
Dated at NRC, Rockville, MD, this 2nd day of September, 2004.

Daniel M. Gillen,

Deputy Director, Decommissioning Directorate, Division of Waste Management and Environmental Protection, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 04-20391 Filed 9-8-04; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION**Requirements for Steam Generator Tube Inspections**

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of issuance.

SUMMARY: The Nuclear Regulatory Commission (NRC) has issued Generic Letter (GL) 2004-01 to all holders of operating licenses for pressurized-water reactors (PWRs) except those who have permanently ceased operations and have certified that fuel has been permanently removed from the reactor vessel. The generic letter:

(1) Advises addressees that the NRC's interpretation of the technical specification (TS) requirements in conjunction with 10 CFR Part 50, Appendix B, raises questions as to whether certain licensee steam generator (SG) tube inspection practices ensure compliance with these requirements;

(2) Requests that addressees submit a description of the tube inspections performed at their plants, including an assessment of whether these inspections ensure compliance with the TS requirements in conjunction with 10 CFR Part 50, Appendix B;

(3) Requests that addressees who conclude they are not in compliance with the SG tube inspection requirements contained in their TS in conjunction with 10 CFR Part 50, Appendix B, propose plans for coming into compliance with these requirements; and

(4) Requests that addressees submit a tube structural and leakage integrity safety assessment that addresses any differences between their practices and the NRC's position regarding the requirements of the TS in conjunction with 10 CFR Part 50, Appendix B. A safety assessment should be submitted for all areas of the tube required to be inspected by the TS, where flaws have the potential to exist and inspection techniques capable of detecting these flaws are not being used. This assessment should include an evaluation of whether the inspection practices rely on an acceptance standard different from the TS acceptance standards and whether the technical basis for these inspection practices constitutes a change to the "method of evaluation" (as defined in 10 CFR 50.59) for establishing the structural and leakage integrity of the tube-to-tubesheet joint.

DATES: The generic letter was issued on August 30, 2004.

ADDRESSES: Not applicable.

FOR FURTHER INFORMATION CONTACT: Paul Klein, NRR, (301) 415-4030; e-mail: pak@nrc.gov or Maitri Banerjee, NRR; (301) 415-2277; e-mail: mxh@nrc.gov.

SUPPLEMENTARY INFORMATION: Generic Letter 2004-01 may be examined and/or copied for a fee at the NRC's Public Document Room, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, and is accessible electronically from the Agencywide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>. The ADAMS Accession No. for the generic letter ML042370766.

If you do not have access to ADAMS or if there are problems in accessing documents located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff at (301) 415-4737 or 1-800-397-4209, or by e-mail to pdr@nrc.gov.

For the Nuclear Regulatory Commission.

Dated at Rockville, Maryland, this 1st day of September 2004.

Francis M. Costello,

*Acting Chief, Reactor Operations Branch,
Division of Inspection Program Management,
Office of Nuclear Reactor Regulation.*

[FR Doc. 04-20390 Filed 9-8-04; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

Regulatory Guide: Issuance, Availability, Workshop

The U.S. Nuclear Regulatory Commission (NRC) has issued a draft new appendix to a guide in its *Regulatory Guide* series. This series has been developed to describe and make available to the public such information as methods acceptable to the NRC staff for implementing specific parts of the NRC's regulations, techniques used by the staff in its review of applications for permits and licenses, and data needed by the NRC staff in its review of applications for permits and licenses.

The NRC has issued for comment draft Regulatory Guide DG-1138, which is a preliminary draft of the staff's regulatory position on ANSI/ANS 58.21-2003, "External Events PRA Methodology Standard." The staff's position is documented in Appendix C, "NRC Staff Regulatory Position on ANSI External Hazards PRA Standard" to Regulatory Guide 1.200, "An Approach for Determining the Technical Adequacy of Probabilistic Risk Assessment Results for Risk-Informed

Activities." Regulatory Guide 1.200 was issued for trial use in February 2004 and did not contain Appendix C. The NRC staff is only soliciting comments on Appendix C to RG 1.200; Appendix C has not been issued for use. It is the staff's intent to issue a draft Revision 1 to RG 1.200 with Appendix C for public review and comment before issuing Revision 1 to RG 1.200 as final for use in mid-2005.

The NRC staff is soliciting comments on draft Appendix C. Comments may be accompanied by relevant information or supporting data. Please mention DG-1138 in the subject line of your comments. Comments on regulatory guides submitted in writing or in electronic form will be made available to the public in their entirety on the NRC rulemaking Web site. Personal information will not be removed from your comments. You may submit comments by any one of the following methods.

Mail comments to: Rules and Directives Branch, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

E-mail comments to: NRCREP@nrc.gov. You may also submit comments via the NRC's rulemaking Web site at <http://ruleforum.llnl.gov>. Address questions about our rulemaking Web site to Carol Gallagher (301) 415-5905; e-mail CAG@nrc.gov.

Hand deliver comments to: Rules and Directives Branch, Office of Administration, 11555 Rockville Pike, Rockville, Maryland 20852, between 7:30 a.m. and 4:15 p.m. on Federal workdays.

Fax comments to: Rules and Directives Branch, Office of Administration, U.S. Nuclear Regulatory Commission at (301) 415-5144.

Requests for information about the draft Appendix C may be directed to Mr. A. Singh at (301) 415-0250; e-mail axs3@NRC.GOV.

Comments will be most helpful if received by **October 29, 2004**. Comments received after this date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given for comments on this draft Appendix C, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.

The NRC intends to conduct a workshop on November 9, 2004, to be held in the auditorium at NRC headquarters, 11545 Rockville Pike,

Rockville, Maryland, (the agenda will be announced in a future public notice), to discuss and explain the staff's position on the ANS standard, and the staff's response to the public comments received. In the workshop, the staff will discuss each public comment and the basis for the staff's position, and answer questions.

Electronic copies of the draft Appendix C and RG 1.200 are available on the NRC's Web site <http://www.nrc.gov> in the "Reference Library" under "Regulatory Guides". Electronic copies are also available in NRC's Public Electronic Reading Room (ADAMS System) at the same Web site; draft Appendix C is under ADAMS Accession Number ML042430314. Regulatory guides are available for inspection at the NRC's Public Document Room, 11555 Rockville Pike, Rockville, MD; the PDR's mailing address is USNRC PDR, Washington, DC 20555; telephone (301) 415-4737 or (800) 397-4205; fax (301) 415-3548; e-mail PDR@NRC.GOV. Requests for single copies of draft or final guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future draft guides in specific divisions should be made in writing to the U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Reproduction and Distribution Services Section; or by e-mail to DISTRIBUTION@NRC.GOV; or by fax to (301) 415-2289. Telephone requests cannot be accommodated. Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them. (5 U.S.C. 552(a))

Dated at Rockville, Maryland, this 31st day of August 2004.

For the Nuclear Regulatory Commission.

Charles E. Ader,

Director, Division of Risk Analysis and Applications, Office of Nuclear Regulatory Research.

[FR Doc. 04-20389 Filed 9-8-04; 8:45 am]

BILLING CODE 7590-01-P

SECURITIES AND EXCHANGE COMMISSION

Proposed Collection; Comment Request

Upon Written Request, Copies Available From: Securities and Exchange Commission, Office of Filings and Information Services, Washington, DC 20549.

Extension:

Regulation S: OMB Control No. 3235-0357; SEC File No. 270-315.