

affected by increased imports of woolen fabrics.

The amended notice applicable to TA-W-50,069 is hereby issued as follows:

All workers of L.W. Packard & Co., Inc., Ashland, New Hampshire, engaged in employment related to the production of woolen fabrics, who became totally or partially separated from employment on or after November 8, 2001, through two years from the date of the original certification, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed at Washington, DC, this 2nd day of January 2003.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 03-806 Filed 1-14-03; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-41,418]

#### RHO Industries, Buffalo, New York; Notice of Negative Determination Regarding Application for Reconsideration

By application of July 29, 2002, the Union of Needletrades Industrial and Textile Employees, Rochester Regional Joint Board requested administrative reconsideration of the Department's negative determination regarding eligibility for workers and former workers of the subject firm to apply for Trade Adjustment Assistance (TAA). The denial notice applicable to workers of RHO Industries, Buffalo, New York was issued on June 28, 2002, and was published in the **Federal Register** on July 18, 2002 (67 FR 47400).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

(1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;

(2) if it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or

(3) if in the opinion of the Certifying Officer, a mis-interpretation of facts or of the law justified reconsideration of the decision.

The investigation findings revealed that criterion (3) of the group eligibility requirements of section 222 of the Trade Act of 1974 was denied because the "contributed importantly" group eligibility requirement of section 222(3)

of the Trade Act of 1974, as amended, was not met. The "contributed importantly" test is generally demonstrated through a survey of the workers' firm's customers. A survey of customers indicated that increased imports did not contribute importantly to worker separations at the subject firm. The company did not import chest piece inter-linings during the relevant period. The workers produced chest piece inter-linings.

The request for reconsideration alleges that the company went out of business since they could not raise prices due to alleged foreign competition undercutting the company's prices.

A review of data supplied during the initial investigation shows that the company was not impacted by imports of chest piece inter-linings. The company and a major declining customer that accounted for virtually all of the company's sales did not import chest piece inter-linings during 2000 through March 2002.

The allegation that the company could not raise prices, due to foreign competition undercutting the firms price is not relevant to meeting the eligibility requirements of section 223 of the Trade Act of 1974.

#### Conclusion

After review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, DC, this 6th day of January 2003.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 03-805 Filed 1-14-03; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-41,469 and TA-W-41,469A]

#### Telect, Liberty Lake, Washington, Including Employees of Telect Located in Illinois; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on

August 19, 2002, applicable to workers of Telect, Liberty Lake, Washington. The notice was published in the **Federal Register** on September 10, 2002 (67 FR 57453).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. New information shows that worker separations occurred involving employees of the Liberty Lake, Washington facility of Telect located in Illinois. These employees provided sales function services for the production of fiber optic patchcords and pigtailed at the Liberty Lake, Washington location of the subject firm.

The intent of the Department's certification is to include all workers of Telect who were adversely affected by increased imports.

The amended notice applicable to TA-W-41,469 is hereby issued as follows:

All workers of Telect, Liberty Lake, Washington (TA-W-41,469), including employees of Telect, Liberty Lake, Washington, located in Illinois (TA-W-41,469A), who became totally or partially separated from employment on or after April 16, 2001, through August 19, 2004, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed at Washington, DC, this 18th day of December, 2002.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 03-808 Filed 1-14-03; 8:45 am]

**BILLING CODE 4510-30-P**

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-272 and 50-311]

### PSEG Nuclear LLC; Salem Nuclear Generating Station, Unit Nos. 1 and 2 Exemption

#### 1.0 Background

PSEG Nuclear LLC (PSEG or the licensee) is the holder of Facility Operating License Nos. DPR-70 and DPR-75 which authorize operation of the Salem Nuclear Generating Station, Unit Nos. 1 and 2 (Salem), respectively. The licenses provide, among other things, that the Salem Nuclear Generating Station, Unit Nos. 1 and 2 are subject to all rules, regulations, and orders of the Commission now or hereafter in effect.

The facility consists of two pressurized-water reactors located in Salem County, New Jersey.

## 2.0 Purpose

Pursuant to Title 10 of the Code of Federal Regulations (10 CFR) Section 55.59(c), a facility's licensed operator requalification program must be conducted for a continuous period not to exceed 2 years and upon conclusion must be promptly followed, pursuant to a continuous schedule, by successive requalification programs.

The Code of Federal Regulations at 10 CFR 55.11 states that "The Commission may, upon application by an interested person, or upon its own initiative, grant such exemptions from the requirements of the regulations in this part as it determines are authorized by law and will not endanger life or property and are otherwise in the public interest."

## 3.0 Discussion

By letter dated October 28, 2002, PSEG requested a change to the Salem operator licensing requalification training program completion date. This request constitutes a request for exemption under 10 CFR 55.11 from schedule requirements of 10 CFR 55.59(c). The schedule exemption requested would extend the period for completing the Salem requalification training program from October 3, 2002, to January 9, 2003. The next requalification period would begin on January 14, 2003, and end on December 31, 2004, with subsequent requalification periods remaining on a January to December schedule.

The schedule change will allow the facility licensee to align the Salem requalification program with the requalification program of their Hope Creek Generating Station. The affected licensed operators will continue to demonstrate and possess the required levels of knowledge, skills, and abilities needed to safely operate the plant. The limited 3-month delay in completion of the requalification program will include a Special Training Segment for licensed operators. Thus, there is a negligible effect on operator qualification.

## 4.0 Conclusion

The Commission has determined that pursuant to 10 CFR 55.11, granting an exemption to the facility licensee from the schedule requirements in 10 CFR 55.59(c), by allowing Salem a one-time extension in the allowed time for completing the licensed operator requalification training program, is authorized by law and will not endanger life or property and is otherwise in the public interest.

Therefore, the Commission hereby grants PSEG Nuclear LLC an exemption on a one-time only basis from the

schedule requirements of 10 CFR 55.59(c), to allow the completion date for the licensed operator requalification training program at Salem to be extended from October 3, 2002, to January 9, 2003. The next requalification training program will commence on January 14, 2003, and be completed by December 31, 2004, with subsequent 2-year requalification programs to continue on a January to December schedule.

Pursuant to 10 CFR 51.32, the Commission has determined that the granting of this exemption will not have a significant effect on the quality of the human environment (68 FR 1213).

This exemption is effective upon issuance, and expires on January 9, 2003.

For the Nuclear Regulatory Commission.

Dated at Rockville, Maryland, this 9th day of January 2003.

**Bruce A. Boger,**

*Director, Division of Inspection Program Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 03-863 Filed 1-14-03; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 030-28641]

### Environmental Assessment and Finding of No Significant Impact

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of environmental assessment and finding of no significant impact related to license amendment to the Department of the Air Force Master Materials License No. 42-23539-01AF, Department of the Air Force, USAF Radioisotope Committee, HQ AFMOA/SGPR, 8901 18th Street, Brooks AFB, Texas, 78235-5217.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is considering the issuance of a license amendment to the Department of the Air Force Master Materials License No. 42-23539-01AF to authorize decommissioning of its Site OT-10 training facility at Kirtland AFB and has prepared an environmental assessment in support of this action. Based upon the environmental assessment, the NRC has concluded that a finding of no significant impact is appropriate, and, therefore an Environmental Impact Statement is unnecessary.

**FOR FURTHER INFORMATION CONTACT:** Rachel S. Browder, Division of Nuclear Materials Safety, U.S. Nuclear

Regulatory Commission, Region IV, 611 Ryan Plaza Drive, Suite 400, Arlington, Texas, 76011; telephone (817) 276-6552 or email [rsb3@nrc.gov](mailto:rsb3@nrc.gov).

### SUPPLEMENTARY INFORMATION:

#### Finding of No Significant Impact

Pursuant to 10 CFR part 51, NRC has prepared an environmental assessment related to a license amendment to Materials License 42-23539-01AF, authorizing decommissioning of the Site OT-10 at Kirtland AFB. On the basis of this environmental assessment, the NRC has concluded that this licensing action would not have any significant adverse effect on the quality of the human environment, and therefore, an Environmental Impact Statement is not required.

### Environmental Assessment

#### 1.0 Introduction

The U.S. Nuclear Regulatory Commission (NRC) is considering the U.S. Air Force's (USAF's) request for approval of the Kirtland Air Force Base (AFB) Decommissioning Plan (DP), located in Albuquerque, New Mexico. The licensee requested that four former Defense Nuclear Weapons School (DNWS) Radiation Training Sites at Kirtland AFB's be released for unrestricted use. The four training sites were identified for remediation under the USAF's Installation Restoration Program as Site OT-10. The purpose of this environmental assessment (EA) is to assess the environmental consequences of this license amendment request.

#### 1.1 Background

The DNWS Radiation Training Sites are located in the north central part of Kirtland AFB. From 1961 to 1990, these sites were used to train radiological response personnel to detect contamination generated during simulated nuclear weapons accidents. Known quantities of Brazilian thorium oxide sludge were applied and tilled into site soils to simulate dispersed plutonium. The training sites are owned by the U.S. Government and regulated by the NRC under the USAF Master Materials License No. 42-23539-01AF. Four inactive training sites (TS5, TS6, TS7 and TS8) comprise Kirtland AFB's Installation Restoration Program Site OT-10 and are being decommissioned to meet the NRC requirements for unrestricted use, as defined in NRC regulations.

The OT-10 training sites consist of approximately 43 acres, in which approximately 9.2 acres (3.7 hectares) were affected with elevated thorium