

For the Nuclear Regulatory Commission.

**Pao-Tsin Kuo,**

*Program Director, License Renewal and Environmental Impacts Program, Division of Regulatory Improvement Programs, Office of Nuclear Reactor Regulation.*

[FR Doc. 03-30589 Filed 12-9-03; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-160]

### Georgia Institute of Technology, Georgia Institute of Technology Research Reactor; Notice of Approval of Decommissioning Plan and Notice of License Termination

The U.S. Nuclear Regulatory Commission (NRC) is noticing the approval of the decommissioning plan for the Georgia Institute of Technology (GT or the licensee) GT Research Reactor (GTRR) and is also noticing the termination of Facility Operating License No. R-97 for the GTRR.

The NRC has terminated the license of the decommissioned GTRR, which was in the Neely Nuclear Research Center in the north-central part of the GT campus in the city of Atlanta, Georgia, and has released the site for unrestricted use. The licensee requested termination of the license in a letter to NRC dated June 14, 2002. The GTRR was a 5 MW thermal, heavy-water-moderated, -cooled, and -reflected reactor that was fueled with uranium aluminum alloy plates. It was licensed and first operated in 1964 and had a licensed thermal power level of 1 MW, which was upgraded to 5000 kW thermal in 1974. The reactor was permanently shut down on November 17, 1995. The licensee submitted a decommissioning plan to NRC for review and approval in letters dated July 1, 1998, and February 8 and May 28, 1999. The decommissioning plan was approved by License Amendment No. 14 issued on July 22, 1999.

A "Notice and Solicitation of Comments Pursuant to 10 CFR 20.1405 and 10 CFR 50.82(b)(5) Concerning Proposed Action To Decommission Georgia Institute of Technology Georgia Tech Research Reactor" appeared in the **Federal Register** on February 1, 1999 (64 FR 4902). All comments received were considered by the staff during the review of the GTRR Decommissioning Plan.

The NRC completed its review of the GTRR Final Status Survey Report dated June 2002, which was submitted by the licensee to NRC by letter dated June 14, 2002. The report documented the level

of residual radioactivity remaining at the facility and stated that compliance with the criteria as approved in the NRC-approved decommissioning plan had been demonstrated.

Pursuant to 10 CFR 50.82(b)(6), the NRC staff has concluded that the decommissioning has been performed in accordance with the approved decommissioning plan and that the terminal radiation survey and associated documentation demonstrate that the facility and site are suitable for release in accordance with the criteria in the NRC-approved decommissioning plan. Further, on the basis of the decommissioning activities conducted by GT, the NRC's review of the licensee's final status survey report, the results of NRC inspections conducted at the GTRR, and the results of NRC confirmatory surveys, the NRC has concluded that the decommissioning process is complete and the facility and site are suitable to be released for unrestricted use. Based on the NRC staff's conclusions, Facility Operating License No. R-97 is terminated.

For further details see the licensee's application for decommissioning dated July 1, 1998, and February 8 and May 28, 1999; the July 22, 1999, License Amendment No. 14 to Facility Operating License No. R-97; the licensee's request for license termination dated June 14, 2002; the GTRR Final Status Survey Report dated June 2002, which was submitted to NRC by letter dated June 14, 2002; and NRC Inspection Report No. 50-160/2002-20, dated June 24, 2003, and corrected July 17, 2003. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records for GT dated after January 30, 2000, will be accessible electronically from the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should call the NRC PDR reference staff at 1-800-397-4209 or 301-415-4737 or e-mail [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated in Rockville, Maryland, this 2nd day of December, 2003.

For the Nuclear Regulatory Commission.

**Marvin M. Mendonca,**

*Acting Section Chief, Research and Test Reactors Section, New, Research and Test Reactors Program, Division of Regulatory Improvement Programs, Office of Nuclear Reactor Regulation.*

[FR Doc. 03-30588 Filed 12-9-03; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-315 and 50-316]

### Indiana Michigan Power Company, Donald C. Cook Nuclear Plant, Units 1 and 2; Notice of Acceptance for Docketing of the Application and Notice of Opportunity for Hearing Regarding Renewal of Facility Operating License Nos. DPR-58 and DPR-74 for an Additional 20-Year Period

The U.S. Nuclear Regulatory Commission (NRC or the Commission) is considering an application for the renewal of Operating License Nos. DPR-58 and DPR-74, which authorize the Indiana Michigan Power Company to operate D. C. Cook Nuclear Plant, at 3304 megawatts thermal for Unit 1 and at 3468 megawatts thermal for Unit 2, respectively. The renewed licenses would authorize the applicant to operate D. C. Cook Nuclear Plant, Units 1 and 2, for an additional 20-years beyond the period specified in the current licenses. The current operating licenses for D. C. Cook Nuclear Plant, Units 1 and 2, expire on October 25, 2014 and December 23, 2017, respectively.

On November 3, 2003, the Commission's staff received an application from Indiana Michigan Power Company, filed pursuant to 10 CFR Part 54, to renew the Operating License Nos. DPR-58 and DPR-74 for D. C. Cook Nuclear Plant, Units 1 and 2, respectively. A Notice of Receipt and Availability of the license renewal application, "Indiana Michigan Power Company, D. C. Cook Nuclear Plant, Units 1 and 2; Notice of Receipt and Availability of Application for Renewal of Facility Operating License Nos. DPR-58 and DPR-74 for an Additional 20-Year Period," was published in the **Federal Register** on November 10, 2003 (68 FR 63824).

The Commission's staff has determined that the Indiana Michigan Power Company has submitted sufficient information in accordance with 10 CFR 54.19, 54.21, 54.22, 54.23, and 51.53(c) that is acceptable for docketing. The current Docket Nos. 50-

315 and 50–316 for Operating License Nos. DPR–58 and DPR–74, respectively, will be retained. The docketing of the renewal application does not preclude requesting additional information as the review proceeds, nor does it predict whether the Commission will grant or deny the application.

Before issuance of each requested renewed license, the NRC will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. In accordance with 10 CFR 54.29, the NRC will issue a renewed license on the basis of its review if it finds that actions have been identified and have been or will be taken with respect to (1) managing the effects of aging during the period of extended operation on the functionality of structures and components that have been identified as requiring aging management review, and (2) time-limited aging analyses that have been identified as requiring review, such that there is reasonable assurance that the activities authorized by the renewed license will continue to be conducted in accordance with the current licensing basis (CLB), and that any changes made to the plant's CLB comply with the Act and the Commission's regulations.

Additionally, in accordance with 10 CFR 51.95(c), the NRC will prepare an environmental impact statement that is a supplement to the Commission's NUREG–1437, "Generic Environmental Impact Statement for License Renewal of Nuclear Power Plants," dated May 1996. Pursuant to 10 CFR 51.26, and as part of the environmental scoping process, the staff intends to hold a public scoping meeting. Detailed information regarding this meeting will be included in a future **Federal Register** notice.

As discussed further herein, in the event that a hearing is held, issues that may be litigated will be confined to those pertinent to the foregoing.

Within 30 days from the date of publication of this *Federal Notice*, the applicant may file a request for a hearing, and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written request for a hearing and a petition for leave to intervene with respect to the renewal of the licenses in accordance with the provisions of 10 CFR 2.714. Interested persons should consult a current copy of 10 CFR 2.714, which is available at the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor) Rockville, Maryland, and on the NRC Web site at <http://www.nrc.gov/>

[reading-rm/adams.html](#). If a request for a hearing or a petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board (ASLB) designated by the Commission or by the Chairman of the ASLB Panel will rule on the request(s) and/or petition(s), and the Secretary or the designated ASLB will issue a notice of hearing or an appropriate order. In the event that no request for a hearing or petition for leave to intervene is filed by the above date, the NRC may, upon completion of its evaluations and upon making the findings required under 10 CFR parts 51 and 54, renew the licenses without further notice.

As required by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding and how that interest may be affected by the results of the proceeding, taking into consideration the limited scope of matters that may be considered pursuant to 10 CFR parts 51 and 54. The petition must specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) The nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order that may be entered in the proceeding on the petitioner's interest. The petition must also identify the specific aspect(s) of the subject matter of the proceeding as to which the petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend the petition without requesting leave of the board up to 15 days before the first pre-hearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than 15 days before the first pre-hearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene that must include a list of the contentions that the petitioner seeks to have litigated in the hearing. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner shall provide a brief explanation of the bases of each contention and a concise statement of the alleged facts or the expert opinion that supports the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide

references to those specific sources and documents of which the petitioner is aware and on which the petitioner intends to rely to establish those facts or expert opinion. The petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions shall be limited to matters within the scope of the action under consideration. The contention must be one that, if proven, would entitle the petitioner to relief. A petitioner who fails to file such a supplement that satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

Requests for a hearing and petitions for leave to intervene must be filed with the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, DC 20555–0001, Attention: Rulemakings and Adjudications Staff, or it may be delivered to the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, 20855–2738, by the above date. Because of the continuing disruptions in delivery of mail to United States Government offices, it is requested that petitions for leave to intervene and requests for hearing be transmitted to the Secretary of the Commission either by means of facsimile transmission to 301–415–1101 or by e-mail to [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov). A copy of the request for hearing and the petition for leave to intervene should also be sent to the Office of the General Counsel, U. S. Nuclear Regulatory Commission, Washington, DC 20555–0001. Again, because of continuing disruptions in delivery of mail to United States Government offices, it is requested that copies be transmitted either by means of facsimile transmission at 301–415–3725 or by e-mail to [OGCMailCenter@nrc.gov](mailto:OGCMailCenter@nrc.gov). A copy of the request for hearing and petition for leave to intervene should also be sent to Mr. Mano K. Nazar, Senior Vice President and Chief Nuclear Officer, Indiana Michigan Power Company, Nuclear Generation Group, One Cook Place, Bridgman, MI 49106.

Non-timely filings of petitions for leave to intervene, amended petitions, supplemental petitions, and/or requests for a hearing will not be entertained

absent a determination by the Commission, the presiding officer, or the ASLB that the petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v), and 2.714(d).

Detailed information about the license renewal process can be found under the Nuclear Reactors icon on the NRC's Web page at <http://www.nrc.gov/reactors/operating/licensing/renewal.html>. A copy of the application to renew the operating licenses for D. C. Cook Nuclear Plant, Units 1 and 2, is available for public inspection at the Commission's PDR, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, 20855-2738, and on the NRC's Web page at <http://www.nrc.gov/reactors/operating/licensing/renewal/applications.html> while the application is under review. The NRC maintains an Agencywide Documents Access and Management System (ADAMS), which provides text and image files of NRC's public documents, and a copy of the application is also available electronically through the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/reading-rm/adams.html> under ADAMS accession number ML033070179. If you do not have access to ADAMS or 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 to [pdr@nrc.gov](mailto:pdr@nrc.gov).

The staff has verified that the license renewal application has been provided to the Bridgman Public Library, 4460 Lake Street, Bridgman, Michigan and the Maud Preston Palenske Memorial Library, 500 Market Street, St. Joseph, Michigan, which are near the D. C. Cook Nuclear Plant.

Dated at Rockville, Maryland, this the 4th day of December, 2003.

For the Nuclear Regulatory Commission.

**Pao-Tsin Kuo,**

*Program Director, License Renewal and Environmental Impacts, Division of Regulatory Improvement Programs, Office of Nuclear Reactor Regulation.*

[FR Doc. 03-30687 Filed 12-9-03; 8:45 am]

BILLING CODE 7590-01-U

## NUCLEAR REGULATORY COMMISSION

### Meetings; Sunshine Act

**AGENCY HOLDING THE MEETING:** Nuclear Regulatory Commission.

**DATE:** Weeks of December 8, 15, 22, 29, 2003, January 5, 12, 2004.

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Public and closed.

**MATTERS TO BE CONSIDERED:**

#### Week of December 8, 2003

*Tuesday, December 9, 2003*

1:25 p.m. Affirmation session (public meeting) (if needed).

1:30 p.m. Briefing on Equal Employment Opportunity Program, (public meeting) (contact: Corethis Kelley, 301-415-7380).

*Wednesday, December 10, 2003*

9:30 a.m. Briefing on Strategic Workforce Planning and Human Capital Initiatives (closed—ex. 2).

#### Week of December 15, 2003—Tentative

*Tuesday, December 16, 2003*

9:30 a.m. Discussion of Security Issues (closed—ex. 1).

#### Week of December 22, 2003—Tentative

There are no meetings scheduled for the week of December 22, 2003.

#### Week of December 29, 2003—Tentative

There are no meetings scheduled for the week of December 29, 2003.

#### Week of January 5, 2004—Tentative

There are no meetings scheduled for the week of January 5, 2004.

#### Week of January 12, 2004—Tentative

*Wednesday, January 14, 2004*

9:30 a.m. Briefing on status of Office of Chief Information Officer programs, performance, and plans (public meeting).

This meeting will be Web cast live at the Web address—<http://www.nrc.gov>.

\* The schedule for Commission meetings is subject to change on short notice. To verify the status of meetings call (recording)—(301) 415-1292. Contact person for more information: R. Michelle Schroll, (301) 415-1662.

\* \* \* \* \*

The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/what-we-do/policy-making/schedule.html>.

\* \* \* \* \*

This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301-415-1969). In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting

schedule electronically, please send an electronic message to [dkw@nrc.gov](mailto:dkw@nrc.gov).

Dated: December 4, 2003.

**R. Michelle Schroll,**

*Information Management Specialist, Office of the Secretary.*

[FR Doc. 03-30683 Filed 12-8-03; 10:02 am]

BILLING CODE 7590-01-M

## OVERSEAS PRIVATE INVESTMENT CORPORATION

### Sunshine Act, Meetings; Public Hearing

**TIME AND DATE:** 2 PM Tuesday, December 30, 2003.

**PLACE:** Office of the Corporation, Twelfth Floor Board Room, 1100 New York Avenue, NW., Washington, DC

**STATUS:** Hearing OPEN to the Public at 2 PM.

**PURPOSE:** Hearing in conjunction with each meeting of OPIC's Board of Directors, to afford an opportunity for any persons to present views regarding the activities of the Corporation.

### Procedures

Individuals wishing to address the hearing orally must provide advance notice to OPIC's Corporation Secretary no later than 5 p.m., Monday, December 29, 2003. The notice must include the individual's name, organization, address, and telephone number, and a concise summary of the subject matter to be presented.

Oral presentations may not exceed ten (10) minutes. The time for individuals presentations may be reduced proportionately, if necessary, to afford all participants who have submitted a timely request to participate an opportunity to be heard.

Participants wishing to submit written statement for the record must submit a copy of such statements to OPIC's Corporate Secretary no later than 5 p.m., Monday, December 29, 2003. Such statements must be typewritten, double-spaced, and may not exceed twenty-five (25) pages.

Upon receipt of the required notice, OPIC will prepare an agenda for the hearing identifying speakers, setting forth the subject on which each participant will speak, and the time allotted for each presentation. The agenda will be available at the hearing.

A written summary of the hearing will be compiled, and such summary will be made available, upon written request to OPIC's Corporation Secretary, at the cost of reproduction.

**FOR FURTHER INFORMATION CONTACT:** Information on the hearing may be