

11:59 p.m. Eastern Time on the due date.

Documents submitted in adjudicatory proceedings will appear in NRC's electronic hearing docket which is available to the public at [http://ehd.nrc.gov/EHD\\_Proceeding/home.asp](http://ehd.nrc.gov/EHD_Proceeding/home.asp), unless excluded pursuant to an order of the Commission, an Atomic Safety and Licensing Board, or a Presiding Officer. Participants are requested not to include personal privacy information, such as social security numbers, home addresses, or home phone numbers in their filings. With respect to copyrighted works, except for limited excerpts that serve the purpose of the adjudicatory filings and would constitute a Fair Use application, participants are requested not to include copyrighted materials in their submission.

*Entergy Nuclear Operations, Inc., Docket No. 50-247, Indian Point Nuclear Generating Unit No. 2, Westchester County, New York*

*Date of amendment request:* October 13, 2008.

*Description of amendment request:* The amendment revised the surveillance frequency for Technical Specification Surveillance Requirement 3.8.1.10 for the endurance test conducted every 2 years on the diesel generators.

*Date of issuance:* October 20, 2008.

*Effective date:* As of the date of issuance, to be implemented within 30 days.

*Amendment No.:* 255.

*Facility Operating License No. DPR-26:* Amendment revises the Technical Specifications and License.

*Public comments requested as to proposed no significant hazards consideration (NSHC):* Yes. Public notice of the proposed amendment was published in *The Journal News* newspaper, located in Westchester County, New York on October 17 and October 18, 2008. The notice provided an opportunity to submit comments on the Commission's proposed NSHC determination. No comments have been received.

The Commission's related evaluation of the amendment, finding of exigent circumstances, state consultation, and final NSHC determination are contained in a safety evaluation dated October 20, 2008.

*Attorney for licensee:* Mr. William C. Dennis, Assistant General Counsel, Entergy Nuclear Operations, Inc., 440 Hamilton Avenue, White Plains, NY 10601.

*NRC Branch Chief:* Mark G. Kowal.

Dated at Rockville, Maryland, this 24th day October 2008.

For the Nuclear Regulatory Commission.

**Joseph G. Gütter,**

*Director, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. E8-25882 Filed 11-3-08; 8:45 am]

**BILLING CODE 7590-01-P**

## **NUCLEAR REGULATORY COMMISSION**

### **Draft Regulatory Guide: Issuance, Availability**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Issuance and Availability of Draft Regulatory Guide, DG-1186.

#### **FOR FURTHER INFORMATION CONTACT:**

Steve Garry, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone: (301) 415-2766 or e-mail to [Steve.Garry@nrc.gov](mailto:Steve.Garry@nrc.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Introduction**

The U.S. Nuclear Regulatory Commission (NRC) has issued for public comment a draft regulatory guide in the agency's "Regulatory Guide" series. This series was developed to describe and make available to the public such information as methods that are acceptable to the NRC staff for implementing specific parts of the NRC's regulations, techniques that the staff uses in evaluating specific problems or postulated accidents, and data that the staff needs in its review of applications for permits and licenses.

The draft regulatory guide (DG), titled, "Measuring, Evaluating, and Reporting Radioactive Materials in Liquid and Gaseous Effluents and Solid Wastes," is temporarily identified by its task number, DG-1186, which should be mentioned in all related correspondence.

DG-1186, which is proposed Revision 2 of Regulatory Guide 1.21, describes a method that the staff of the NRC considers acceptable for use in measuring, evaluating, and reporting on radioactivity in effluent discharges and in solid radioactive waste shipments. The regulatory guide also provides guidance on determining and reporting the public dose from nuclear power plant operations.

The regulatory basis for the radiological effluent control program is established in Title 10, Section 20.1501, "Surveys," of the *Code of Federal Regulations* (10 CFR 20.1501); 10 CFR 50.36a, "Technical Specifications on Effluents from Nuclear Power Reactors;"

and 10 CFR 20.1302, "Compliance with Dose Limits for Individual Members of the Public." The 10 CFR 20.1501 regulations require that surveys be made that are reasonable under the circumstances to evaluate the magnitude and extent of radiation levels, concentrations or quantities of radioactive material, and the potential radiological hazards. The regulations at 10 CFR 50.36a require plant technical specifications with operating procedures for the control of effluents and the reporting of the quantity of each of the principal radionuclides released to unrestricted areas in liquid and gaseous effluents and other information used to estimate the maximum potential annual radiation doses to the public from effluent releases. In 10 CFR 20.1302, the NRC establishes requirements for surveys in the unrestricted and controlled areas and for radioactive materials in effluents released to unrestricted and controlled areas to demonstrate compliance with the dose limits for individual members of the public. This regulatory guide describes methods for implementing these requirements.

##### **II. Further Information**

The NRC staff is soliciting comments on DG-1186. Comments may be accompanied by relevant information or supporting data, and should mention DG-1186 in the subject line. Comments submitted in writing or in electronic form will be made available to the public in their entirety through the NRC's Agencywide Documents Access and Management System (ADAMS).

Personal information will not be removed from your comments. You may submit comments by any of the following methods:

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

2. *E-mail comments to:* [nrcprep.resource@nrc.gov](mailto:nrcprep.resource@nrc.gov).

3. *Hand-deliver comments to:* Rulemaking, Directives, and Editing Branch, Office of Administration, U.S. Nuclear Regulatory Commission, 11555 Rockville Pike, Rockville, Maryland 20852, between 7:30 a.m. and 4:15 p.m. on Federal workdays.

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

Requests for technical information about DG-1186 may be directed to Steve Garry at (301) 415-2766 or e-mail to [Steve.Garry@nrc.gov](mailto:Steve.Garry@nrc.gov).

Comments would be most helpful if received by December 30, 2008. Comments received after that 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, 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.

Electronic copies of DG-1186 are available through the NRC's public Web site under Draft Regulatory Guides in the "Regulatory Guides" collection of the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/doc-collections/>. Electronic copies are also available in ADAMS (<http://www.nrc.gov/reading-rm/adams.html>), under Accession No. ML080660617.

In addition, regulatory guides are available for inspection at the NRC's Public Document Room (PDR), which is located at 11555 Rockville Pike, Rockville, Maryland. The PDR's mailing address is USNRC PDR, Washington, DC 20555-0001. The PDR can also be reached by telephone at (301) 415-4737 or (800) 397-4205, by fax at (301) 415-3548, and by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

Dated at Rockville, Maryland, this 28 day of October, 2008.

For the Nuclear Regulatory Commission.

**Andrea D. Valentin,**  
*Chief, Regulatory Guide Development Branch, Division of Engineering, Office of Nuclear Regulatory Research.*

[FR Doc. E8-26217 Filed 11-3-08; 8:45 am]

BILLING CODE 7590-01-P

**NUCLEAR REGULATORY COMMISSION**

**Sunshine Federal Register Notice**

**DATES:** Weeks of November 3, 10, 17, 24, December 1, 8, 2008.

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

**STATUS:** Public and Closed.

**Week of November 3, 2008**

*Thursday, November 6, 2008*

9:30 a.m.

Executive Branch Briefing (Closed—Ex. 1 & 9) (Tentative).

1:25 p.m.

Affirmation Session (Public Meeting) (Tentative).

a. ENTERGY NUCLEAR OPERATIONS, INC., Docket Nos. 50-247-LR and 50-286-LR, Appeal of Joint Petitioners Nancy Burton and CRORIP (Tentative).

b. AmerGen Energy Company, LLC (License Renewal for Oyster Creek Nuclear Generating Station), Docket No. 50-219-LR, Citizens' Petition for Review of LBP-08-12 (Tentative).

This meeting will be Webcast live at the Web address—<http://www.nrc.gov>. 1:30 p.m.

Briefing on NRC International Activities (Public Meeting) (Contact: Karen Henderson, 301 415-0202).

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

*Friday, November 7, 2008*

2 p.m.

Meeting with Advisory Committee on Reactor Safeguards (Public Meeting) (Contact: Tanny Santos, 301 415-7270).

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

**Week of November 10, 2008—Tentative**

There are no meetings scheduled for the week of November 10, 2008.

**Week of November 17, 2008—Tentative**

There are no meetings scheduled for the week of November 17, 2008.

**Week of November 24, 2008—Tentative**

There are no meetings scheduled for the week of November 24, 2008.

**Week of December 1, 2008—Tentative**

There are no meetings scheduled for the week of December 1, 2008.

**Week of December 8, 2008—Tentative**

*Tuesday, December 9, 2008*

9:30 a.m.

Briefing on Equal Employment Opportunity (EEO) Programs (Public Meeting) (Contact: Sandy Talley, 301-415-8059).

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

*Friday, December 12, 2008*

9:30 a.m.

Discussion of Management Issues (Closed—Ex. 2).

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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: Michelle Schroll, (301) 415-1662.

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

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The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g., braille, large print), please notify the NRC's Disability Program Coordinator, Rohn Brown, at 301-492-2279, TDD: 301-415-2100, or by e-mail at [rohn.brown@nrc.gov](mailto:rohn.brown@nrc.gov). Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

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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 [darlene.wright@nrc.gov](mailto:darlene.wright@nrc.gov).

Dated: October 30, 2008.

**R. Michelle Schroll,**

*Office of the Secretary.*

[FR Doc. E8-26377 Filed 10-31-08; 4:15 pm]

BILLING CODE 7590-01-P

**OFFICE OF PERSONNEL MANAGEMENT**

**Excepted Service**

**AGENCY:** U.S. Office of Personnel Management (OPM).

**ACTION:** Notice.

**SUMMARY:** This gives notice of OPM decisions granting authority to make appointments under Schedules A, B, and C in the excepted service as required by 5 CFR 6.6 and 213.103.

**FOR FURTHER INFORMATION CONTACT:** M. Lamary, Group Manager, Executive Resources Services Group, Center for Human Resources, Division for Human Capital Leadership and Merit System Accountability, 202-606-2246.

**SUPPLEMENTARY INFORMATION:** Appearing in the listing below are the individual authorities established under Schedules A, B, and C between September 1, 2008, and September 30, 2008. Future notices will be published on the fourth Tuesday of each month, or as soon as possible