

Dated: September 16, 2004.

**Ethel D. Briggs,**

*Executive Director.*

[FR Doc. 04-21203 Filed 9-20-04; 8:45 am]

BILLING CODE 6820-MA-P

## NATIONAL CREDIT UNION ADMINISTRATION

### Sunshine Act Meeting

**ACTION:** Notice of meeting.

**TIME AND DATE:** 10 a.m., Thursday, September 23, 2004.

**PLACE:** Board Room, 7th Floor, Room 7047, 1775 Duke Street, Alexandria, VA 22314-3428.

**STATUS:** Open.

**MATTERS TO BE CONSIDERED:**

(1) Request from a Federal Credit Union to Expand its Community Charter.

(2) Requests form two (2) Federal Credit Unions to Convert to Community Charters.

(3) Notice and Request for Comment—Federal Credit Union Bylaws.

(4) Final Rule: Section 701.36 of NCUA's Rules and Regulations, Federal Credit Union Ownership of Fixed Assets.

**FOR FURTHER INFORMATION CONTACT:**

Mary Rupp, Secretary of the Board, Telephone: (703) 518-6304

**Mary Rupp,**

*Secretary of the Board.*

[FR Doc. 04-21250 Filed 9-17-04; 8:53 am]

BILLING CODE 7535-01-M

## NATIONAL INSTITUTE FOR LITERACY

### National Institute for Literacy Advisory Board; Notice of Meeting

**AGENCY:** National Institute for Literacy.

**ACTION:** Notice of meeting.

**SUMMARY:** This notice sets forth the schedule and a summary of the agenda for an upcoming meeting of the National Institute for Literacy Advisory Board (Board). The notice also describes the functions of the Board. Notice of this meeting is required by section 10(a)(2) of the Federal Advisory Committee Act. This document is intended to notify the general public of their opportunity to attend the meeting. Individuals who will need accommodations for a disability in order to attend the meeting (e.g., interpreting services, assistive listening devices, or materials in alternative format) should notify Liz Hollis at telephone number (202) 233-

2072 no later than September 28. We will attempt to meet requests for accommodations after this date but cannot guarantee their availability. The meeting site is accessible to individuals with disabilities.

**DATE AND TIME:** Open sessions—October 13, 2004, from 8:30 am to 5:30 pm; October 14, 2004, from 8:30 am to 5:30 pm; and October 15, 2004, from 8:30 am to 2 pm.

**ADDRESSES:** The University of Texas System, Ashbel Smith Hall, 9th Floor, 201 West 7th Street, Austin, Texas 78701.

**FOR FURTHER INFORMATION CONTACT:** Liz Hollis, Special Assistant to the Director; National Institute for Literacy, 1775 I Street, NW., Suite 730, Washington, DC 20006; telephone number: (202) 233-2072; e-mail: [ehollis@nifl.gov](mailto:ehollis@nifl.gov).

**SUPPLEMENTARY INFORMATION:** The Board is established under section 242 of the Workforce Investment Act of 1998, Pub. L. 105-220 (20 U.S.C. 9252). The Board consists of ten individuals appointed by the President with the advice and consent of the Senate. The Board advises and makes recommendations to the Interagency Group, composed of the Secretaries of Education, Labor, and Health and Human Services, which administers the National Institute for Literacy (Institute). The Interagency Group considers the Board's recommendations in planning the goals of the Institute and in implementing any programs to achieve those goals. Specifically, the Board performs the following functions: (a) Makes recommendations concerning the appointment of the Director and the staff of the Institute; (b) provides independent advice on operation of the Institute; and (c) receives reports from the Interagency Group and the Institute's Director.

The National Institute for Literacy Advisory Board meeting on October 13-15, 2004, will focus on future and current program activities, presentations by education researchers, and other relevant literacy activities and issues.

Records are kept of all Advisory Board proceedings and are available for public inspection at the National Institute for Literacy, 1775 I Street, NW., Suite 730, Washington, DC 20006, from 8:30 am to 5 pm.

Dated: September 15, 2004.

**Sandra L. Baxter,**

*Interim Director.*

[FR Doc. 04-21134 Filed 9-20-04; 8:45 am]

BILLING CODE 6055-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-184]

### National Institute of Standards and Technology (NIST); Notice of Acceptance for Docketing of the Application and Notice of Opportunity for Hearing Regarding Renewal of the National Bureau of Standards Reactor (The NBSR) Facility Operating License No. TR-5 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 No. TR-5, which authorizes the National Institute of Standards and Technology (NIST), to operate the National Bureau of Standards Reactor (NBSR) at 20 megawatts thermal power for an additional 20-year period beyond the period specified in the current operating license. The current operating license for the NBSR (TR-5) expired on May 16, 2004.

On April 9, 2004, the Commission's staff received applications from NIST filed pursuant to 10 CFR 50.51(a), to renew the Operating License No. TR-5 for the NBSR. A Notice of Receipt and Availability of the license renewal application, "National Institute of Standards and Technology (NIST) Notice of Receipt and Availability of Application for Renewal of the National Institute of Standards and Technology Reactor (the NBSR) Facility Operating License No. TR-5 for an Additional 20-year Period," was published in the **Federal Register** on May 12, 2004 (69 FR 26414). Because the license renewal application was timely filed under 10 CFR 2.109, the license will not be deemed to have expired until the license renewal application has been finally determined.

The Commission's staff has determined that NIST has submitted sufficient information in accordance with 10 CFR 50.33 and 50.34 that is acceptable for docketing. The current Docket No. 50-184 for Operating License No. TR-5, 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 the 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. Additionally, in accordance with 10 CFR 51.20(b)(2), the NRC will prepare an environmental

impact statement that contains a statement of the license renewal purpose and a description of the environment that is affected. 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.

Within 60 days after the date of publication of this **Federal Register** 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 licensee. Requests for a hearing and a petition for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR part 2. Interested persons should consult a current copy of 10 CFR 2.309, which is available at the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland 20852 and is accessible from the Agencywide Documents Access and Management System's (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 contact the NRC's PDR reference staff at 1-800-397-4209, or by e-mail at [pdrc@nrc.gov](mailto:pdrc@nrc.gov). If a request for a hearing or a petition for leave to intervene is filed within the 60-day period, the Commission or a presiding officer designated by the Commission or by the Chief Administrative Judge of the Atomic Safety and Licensing Board Panel will rule on the request and/or petition; and the Secretary or the Chief Administrative Judge of the Atomic Safety and Licensing Board will issue a notice of a hearing or an appropriate order. In the event that no request for a hearing or petition for leave to intervene is filed within the 60-day period, the NRC may, upon completion of its evaluations and upon making the findings required under 10 CFR parts 50 and 51, renew the license without further notice.

As required by 10 CFR 2.309, 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. The petition must specifically explain the reasons

why intervention should be permitted with particular reference to the following factors: (1) The nature of the requestor's/petitioner's right under the Atomic Energy Act to be made a party to the proceeding; (2) the nature and extent of the requestor's/petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any decision or order which may be entered in the proceeding on the requestor's/petitioner's interest. The petition must also set forth the specific contentions which the petitioner/requestor seeks to have litigated at the proceeding.

Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the requestor/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 on which the requestor/petitioner intends to rely in proving the contention at the hearing. The requestor/petitioner must also provide references to those specific sources and documents of which the requestor/petitioner is aware and on which the requestor/petitioner intends to rely to establish those facts or expert opinion. The requestor/petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact.<sup>1</sup> 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 requestor/petitioner to relief. A requestor/petitioner who fails to satisfy these requirements with respect to at least one contention will not be permitted to participate as a party.

Each contention shall be given a separate numeric or alpha designation within one of the following groups:

1. Technical—primarily concerns/ issues relating to technical and/or health and safety matters discussed or referenced in the applicant's safety analysis for the NBSR license renewal application.
2. Environmental—primarily concerns issues relating to matters discussed or referenced in the Environmental Report for the license renewal application.
3. Miscellaneous—does not fall into one of the categories outlined above.

<sup>1</sup> To the extent that the applications contain attachments and supporting documents that are not publically available because they are asserted to contain safeguards or proprietary information, petitioners desiring access to this information should contact the applicant or applicant's counsel and discuss the need for a protective order.

As specified in 10 CFR 2.309, if two or more requestors/petitioners seek to co-sponsor a contention, the requestors/petitioners shall jointly designate a representative who shall have the authority to act for the requestors/petitioners with respect to that contention. If a requestor/petitioner seeks to adopt the contention of another sponsoring requestor/petitioner, the requestor/petitioner who seeks to adopt the contention must either agree that the sponsoring requestor/petitioner shall act as the representative with respect to that contention, or jointly designate with the sponsoring requestor/petitioner a representative who shall have the authority to act for the requestors/petitioners with respect to that contention.

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 participate fully in the conduct of the hearing. A request for a hearing or a petition for leave to intervene must be filed by: (1) First class mail addressed to the Office of the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemaking and Adjudications Staff; (2) courier, express mail, and expedited delivery services: Office of the Secretary, Sixteenth Floor, One White Flint North, 11555 Rockville Pike, Rockville, Maryland, 20852, Attention: Rulemaking and Adjudications Staff; (3) e-mail addressed to the Office of the Secretary, U.S. Nuclear Regulatory Commission, [HEARINGDOCKET@NRC.GOV](mailto:HEARINGDOCKET@NRC.GOV); or (4) facsimile transmission addressed to the Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC, Attention: Rulemakings and Adjudications Staff at 301-415-1101, verification number is 301-415-1966. A copy of the request for hearing and petition for leave to intervene must also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and it is requested that copies be transmitted either by means of facsimile transmission to 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 the licensee. The licensee's contact for this is Dr. Seymour H. Weiss, Chief, Reactor Operations and Engineering, Center for Neutron Research, National Institute of Standards and Technology, U.S.

Department of Commerce, 100 Bureau Drive, Gaithersburg, MD 20899.

Nontimely requests and/or petitions and contentions will not be entertained absent a determination by the Commission, the presiding officer, or the Atomic Safety and Licensing Board that the petition, request and/or contentions should be granted based on a balancing of the factors specified in 10 CFR 2.309(c)(1)(i)-(viii).

Detailed guidance which the NRC uses to review applications for the renewal of non-power reactor licenses can be found in the document NUREG-1537, entitled "Guidelines for Preparing and Reviewing Applications for the Licensing of Non-Power Reactors," can be obtained from the Commission's PDR. Copies of the application to renew the operating license for the NBSR are 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/what-we-do/regulatory/adjudicatory/hearing-license-applications.html>. The NRC maintains an Agencywide Documents Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The application also may be accessed through the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/reading-rm/adams.html> under ADAMS accession number ML041120161. Persons who do not have access to ADAMS, or if there are problems in accessing the documents located in ADAMS, may contact the NRC Public Document Room Reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to [pdrr@nrc.gov](mailto:pdrr@nrc.gov).

Dated at Rockville, Maryland, this 2nd day of September, 2004.

For the Nuclear Regulatory Commission.

**Patrick M. Madden,**

*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. 04-21149 Filed 9-20-04; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR WASTE TECHNICAL REVIEW BOARD

### Panel Meeting: October 13-14, 2004—Salt Lake City, UT: The U.S. Nuclear Waste Technical Review Board's Panel on the Waste Management System Will Meet To Discuss Issues Related to the U.S. Department of Energy's Planning for the Possible Transportation of Spent Nuclear Fuel and High-Level Radioactive Waste to a Proposed Repository at Yucca Mountain in Nevada

Pursuant to its authority under section 5051 of Public Law 100-203, Nuclear Waste Policy Amendments Act of 1987, the U.S. Nuclear Waste Technical Review Board's Panel on the Waste Management System will meet in Salt Lake City, Utah on Wednesday, October, and Thursday, October 14, 2004. The panel will discuss issues related to planning for the potential transportation of spent nuclear fuel and high-level radioactive waste to a proposed repository at Yucca Mountain in Nevada. The meeting will be open to the public, and opportunities for public comment will be provided. The Board is charged by Congress with reviewing the technical and scientific validity of activities undertaken by the U.S. Department of Energy (DOE) as stipulated in the Nuclear Waste Policy Amendments Act.

The panel meeting will be held at the Sheraton City Center Hotel; 150 West 500 South; Salt Lake City, Utah 84101; (tel.) 801-401-2000; (fax) 801-534-3450. The panel is scheduled to meet from 8 a.m. until 5:30 p.m. on October 13 and from 8 a.m. until approximately 12 noon on October 14. Meeting times and agenda details will be confirmed approximately one week before the meeting dates. Copies of the agendas can be requested by telephone or obtained from the Board's Web site at <http://www.nwtrb.gov>.

The purpose of the meeting is to discuss the DOE's transportation planning and the experience of regional groups involved in transporting spent nuclear fuel and high-level radioactive waste (Wednesday) and to review the experiences of Private Fuel Storage, LLC, in planning for transportation of spent nuclear fuel to its proposed facility in Utah (Thursday). On Thursday, the panel also will review issues of risk perception in the transportation planning process.

Transcripts of the meetings will be available on the Board's Web site, by e-mail, on computer disk and on a library-

loan basis in paper format from Davonya Barnes of the Board's staff, beginning on November 29, 2004.

A block of rooms has been reserved at the Sheraton City Center Hotel for meeting participants. When making a reservation, please state that you are attending the Nuclear Waste Technical Review Board meeting. Reservations should be made by September 20, 2004 to receive the meeting rate.

For more information, contact the NWTRB: Karyn Severson, External Affairs; 2300 Clarendon Boulevard, Suite 1300; Arlington, VA 22201-3367; (tel.) 703-235-4473; (fax) 703-235-4495.

Dated: September 8, 2004

**William D. Barnard,**

*Executive Director, Nuclear Waste Technical Review Board.*

[FR Doc. 04-21178 Filed 9-20-04; 8:45 am]

BILLING CODE 6820-AM-M

## OFFICE OF PERSONNEL MANAGEMENT

### Federal Employees Health Benefits Program: Medically Underserved Areas for 2005

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice of medically underserved areas for 2005.

**SUMMARY:** The Office of Personnel Management (OPM) has completed its annual determination of the States that qualify as Medically Underserved Areas under the Federal Employees Health Benefits (FEHB) Program for calendar year 2005. This is necessary to comply with a provision of the FEHB law that mandates special consideration for enrollees of certain FEHB plans who receive covered health services in States with critical shortages of primary care physicians. Accordingly, for calendar year 2005, OPM's calculations show that the following states are Medically Underserved Areas under the FEHB Program: Alabama, Alaska, Idaho, Kentucky, Louisiana, Mississippi, Missouri, Montana, New Mexico, North Dakota, South Carolina, South Dakota, Texas, and Wyoming. For the 2005 contract year Alaska is being added to the list and Maine, West Virginia, and Utah are being removed.

**DATES:** January 1, 2005.

**FOR FURTHER INFORMATION CONTACT:** Ingrid Burford, (202) 606-0004.

**SUPPLEMENTARY INFORMATION:** FEHB law (5 U.S.C. 8902(m)(2)) mandates special consideration for enrollees of certain FEHB plans who receive covered health