

Commission, the Rancho Seco ISFSI license, SNM-2510, would be amended to allow this action.

The Commission may issue either a notice of hearing or a notice of proposed action and opportunity for hearing in accordance with 10 CFR 72.46(b)(1) regarding the proposed amendment or, if a determination is made that the proposed amendment does not present a genuine issue as to whether public health and safety will be significantly affected, take immediate action on the proposed amendment in accordance with 10 CFR 72.46(b)(2) and provide notice of the action taken and an opportunity for interested persons to request a hearing on whether the action should be rescinded or modified.

For further details with respect to this amendment, see the application dated July 29, 2004, which is publicly available in the records component of NRC's Agencywide Documents Access and Management System (ADAMS). The NRC maintains ADAMS, which provides text and image files of NRC's public documents. These documents may be accessed through the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/reading-rm/adams.html>. 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 [pdrc@nrc.gov](mailto:pdrc@nrc.gov).

Dated at Rockville, Maryland, this 15th day of October 2004.

For the Nuclear Regulatory Commission.

**Amy M. Snyder,**

*Project Manager, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. 04-24019 Filed 10-26-04; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-498 and 50-499]

### STP Nuclear Operating Company, et al. South Texas Project, Units 1 and 2; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of STP Nuclear Operating Company (the licensee) to withdraw its September 22, 2003 (ML032691397), application for proposed amendment to Facility Operating License No. NPF-76 and Facility Operating License No. NPF-80

for the South Texas Project, Units 1 and 2, respectively. The facility is located in Matagorda County, Texas.

The proposed amendment would have revised the Technical Specifications (TSs) to change the TS 3.3.2 requirements for Loss of Power Instrumentation (Functional Unit 8).

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on November 12, 2003 (68 FR 64139). However, by letter dated September 30, 2004 (ML042800236), the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated September 22, 2003, and the licensee's letter dated September 30, 2004, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records 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 contact the NRC PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737 or by email to [pdrc@nrc.gov](mailto:pdrc@nrc.gov).

Dated at Rockville, Maryland, this 18th day of October 2004. For the Nuclear Regulatory Commission.

**David H. Jaffe,**

*Senior Project Manager, Section 1, Project Directorate IV, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 04-24016 Filed 10-26-04; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

### Nuclear Power Plants That Employ Boiling-Water Reactor (BWR) Mark I and II Designs Receipt of Request for Action Under 10 CFR 2.206

Notice is hereby given that by petition dated August 10, 2004, the Nuclear Security Coalition (Coalition), consisting of 39 separate organizations, has requested that the Nuclear Regulatory Commission (NRC) take action to: (1) Issue a demand for information to the licensees for all Mark

I and II BWRs and conduct a 6-month study of options for addressing structural vulnerabilities; (2) present the findings of the study at a national conference attended by all interested stakeholders, providing for transcribed comments and questions; (3) develop a comprehensive plan that accounts for stakeholder concerns and addresses structural vulnerabilities of all Mark I and II BWRs within a 12-month period; (4) issue orders to the licensees for all Mark I and II BWRs compelling incorporation of a comprehensive set of protective measures, including structural protections; and (5) make future operation of each Mark I and II BWR contingent on addressing its structural vulnerability with participation and oversight by a panel of local stakeholders.

As the basis for this request, the Coalition states that nuclear power plants are critical national infrastructures and are prime targets of attacks, that the NRC "requires only a light defense of nuclear power plants," and that BWRs of the Mark I and II designs are particularly vulnerable.

The petition is being treated pursuant to 10 CFR 2.206 of the Commission's regulations. The petition has been referred to the Director of the Office of Nuclear Reactor Regulation. As provided by section 2.206, appropriate action will be taken on this petition within a reasonable time. Members of the Coalition met with the Petition Review Board (PRB) on September 23, 2004, to discuss the petition; the summary of the meeting, with the transcript attached, was published on October 13, 2004. The results of that discussion have been considered in the PRB's determination regarding the Coalition's request for action and in establishing the schedule for reviewing the petition. A copy of the petition, and the meeting summary dated October 13, 2004, are available for inspection at the Commission's Public Document Room, located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible 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 contact the NRC PDR Reference staff by telephone at 1-800-397-4209 or 301-415-4737, or by e-mail to [pdrc@nrc.gov](mailto:pdrc@nrc.gov).

Dated at Rockville, Maryland, this 19th day of October 2004.

For the Nuclear Regulatory Commission.

**J.E. Dyer,**

*Director, Office of Nuclear Reactor Regulation.*

[FR Doc. 04-24014 Filed 10-26-04; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 030-06021]

### Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment for Rohm and Haas Company's Facility in Bristol, PA

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of availability of Environmental Assessment and Finding of No Significant Impact.

#### FOR FURTHER INFORMATION CONTACT:

Marjorie McLaughlin, Nuclear Materials Safety Branch 2, Division of Nuclear Materials Safety, Region I, 475 Allendale Road, King of Prussia, Pennsylvania, 19406, telephone (610) 337-5240, fax (610) 337-5269; or by e-mail: [MMM3@NRC.GOV](mailto:MMM3@NRC.GOV).

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

The Nuclear Regulatory Commission (NRC) is issuing a license amendment to Rohm and Haas Company for Materials License No. 37-01665-01, to authorize release of its facility in Bristol, Pennsylvania for unrestricted use. NRC has prepared an Environmental Assessment (EA) in support of this action in accordance with the requirements of 10 CFR part 51. Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate. The amendment will be issued following the publication of this notice.

##### II. EA Summary

The purpose of the action is to authorize the release of the licensee's Bristol, Pennsylvania facility for unrestricted use. Rohm and Haas Company was authorized by NRC from December 4, 1958, to use radioactive materials for research and development purposes at the Bristol, Pennsylvania site. On July 22, 2004, Rohm and Haas Company requested that NRC release the facility for unrestricted use. Rohm and Haas Company has conducted surveys of the facility and determined that the facility meets the license termination criteria in subpart E of 10

CFR part 20. Rohm and Haas Company will continue licensed activities at other locations, as authorized by the license.

The NRC staff has prepared an EA in support of the license amendment. The facility was remediated and surveyed prior to the licensee requesting the license amendment. The NRC staff has reviewed the information and final status survey submitted by Rohm and Haas. Based on its reviews, the staff has determined that there are no additional remediation activities necessary to complete the proposed action. Therefore, the staff considered the impact of the residual radioactivity at the facility and concluded that since the residual radioactivity meets the requirements in subpart E of 10 CFR part 20, a Finding of No Significant Impact is appropriate.

##### III. Finding of No Significant Impact

The staff has prepared the EA (summarized above) in support of the license amendment to release the facility for unrestricted use. The NRC staff has evaluated Rohm and Haas Company's request and the results of the surveys and has concluded that the completed action complies with the criteria in subpart E of 10 CFR part 20. The staff has found that the environmental impacts from the action are bounded by the impacts evaluated by NUREG-1496, Volumes 1-3, "Generic Environmental Impact Statement in Support of Rulemaking on Radiological Criteria for License Termination of NRC-Licensed Facilities" (ML042310492, ML042320379, and ML042330385). On the basis of the EA, the NRC has concluded that the environmental impacts from the action are expected to be insignificant and has determined not to prepare an environmental impact statement for the action.

##### IV. Further Information

Documents related to this action, including the application for the license amendment and supporting documentation, 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 numbers for the documents related to this Notice are: The Environmental Assessment (ML042880387), Amendment request and Final Status Survey results (ML042080055 and ML042220108), Additional Survey Information (ML042470162), Gas

chromatograph source leak test results (ML042470170, ML042540075, and ML042540081) and additional information concerning the storage locker (ML042470164). Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at (800) 397-4209 or (301) 415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

These documents may be viewed electronically at the NRC 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. The PDR is open from 7:45 a.m. to 4:15 p.m., Monday through Friday, except on Federal holidays.

Dated in King of Prussia, Pennsylvania, this 20th day of October, 2004.

For the Nuclear Regulatory Commission.

**John D. Kinneman,**

*Chief, Materials Security and Industrial Branch, Division of Nuclear Materials Safety, Region I.*

[FR Doc. 04-24017 Filed 10-26-04; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

### Proposed Generic Communication; Establishing and Maintaining a Safety Conscious Work Environment; Correction

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of opportunity for public comment; correction.

**SUMMARY:** This document corrects a notice appearing in the **Federal Register** on October 14, 2004 (69 FR 61049), that requests public comment on a guidance document for licensees on establishing and maintaining a safety conscious work environment. This action is necessary to correct an erroneous Web site.

#### FOR FURTHER INFORMATION CONTACT:

Lisamarie Jarriel, Agency Allegations Advisor, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, (301) 415-8529, email [LLJ@nrc.gov](mailto:LLJ@nrc.gov).

**SUPPLEMENTARY INFORMATION:** On page 61049, in the second column, in the second complete paragraph, in the last sentence, the Web site is corrected to read, "<http://www.nrc.gov/what-we-do/regulatory/allegations/scwe-guide.html>."

Dated at Rockville, Maryland, this 21st day of October 2004.