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Dated: September 27, 2002.

Lester A. Heltzer,

Acting Executive Secretary.

[FR Doc. 02-25050 Filed 10-1-02; 8:45 am]

BILLING CODE 7545-01-M

NUCLEAR REGULATORY COMMISSION

Agency Information Collection Activities: Submission for the Office of Management and Budget (OMB) Review; Comment Request

AGENCY: Nuclear Regulatory Commission (NRC).

ACTION: Notice of the OMB review of information collection and solicitation of public comment.

SUMMARY: The NRC has recently submitted to OMB for review the following proposal for the collection of information under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35). The NRC hereby informs potential respondents that an agency may not conduct or sponsor, and that a person is not required to respond to, a collection of information unless it displays a current valid OMB control number.

1. *Type of submission, new, revision, or extension:* Revision.
2. *The title of the information collection:* 10 CFR part 30—Rules of General Applicability to Domestic Licensing of Byproduct Material.
3. *The form number if applicable:* Not applicable.
4. *How often the collection is required:* Required reports are collected and evaluated on a continuing basis as events occur. There is a one-time submittal of information to receive a license. Renewal applications are submitted every 10 years. Information submitted in previous applications may be referenced without being resubmitted. In addition, recordkeeping must be performed on an on-going basis.
5. *Who will be required or asked to report:* All persons applying for or holding a license to manufacture, produce, transfer, receive, acquire, own, possess, or use radioactive byproduct material.

6. *An estimate of the number of responses:* 35,709 (7,965 NRC licensees (3,287 Reporting + 4,678 Recordkeepers) and 27,744 Agreement State licensees

(10,839 Reporting + 16,905 recordkeepers)).

7. *The estimated number of annual respondents:* 21,583 (4,678 NRC licensees and 16,905 Agreement State licensees).

8. *An estimate of the total number of hours needed annually to complete the requirement or request:* 247,239 (NRC licensees 55,488 hours (26,875 reporting + 28,613 recordkeeping) and Agreement State licensees 191,751 hours (90,967 reporting + 100,784 recordkeeping)).

9. *An indication of whether Section 3507(d), Pub. L. 104-13 applies:* Not applicable.

10. *Abstract:* 10 CFR part 30 establishes requirements that are applicable to all persons in the United States governing domestic licensing of radioactive byproduct material. The application, reporting and recordkeeping requirements are necessary to permit the NRC to make a determination whether the possession, use, and transfer of byproduct material is in conformance with the Commission's regulations for protection of the public health and safety.

A copy of the final supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville Pike, Room O-1 F21, Rockville, MD 20852. OMB clearance requests are available at the NRC worldwide Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice.

Comments and questions should be directed to the OMB reviewer listed below by November 1, 2002. Comments received after this date will be considered if it is practical to do so, but assurance of consideration cannot be given to comments received after this date.

Bryon Allen, Office of Information and Regulatory Affairs (3150-0017), NEOB-10202, Office of Management and Budget, Washington, DC 20503.

Comments can also be submitted by telephone at (202) 395-3087.

The NRC Clearance Officer is Brenda Jo. Shelton, 301-415-7233.

Dated at Rockville, Maryland, this 26th day of September, 2002.

For the Nuclear Regulatory Commission.

Brenda Jo. Shelton,

NRC Clearance Officer, Office of the Chief Information Officer.

[FR Doc. 02-25080 Filed 10-1-02; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket Nos. STN 50-528, 529, 530 and 72-44]

Arizona Public Service Company, Palo Verde Nuclear Generating Station, Units 1, 2 and 3; Environmental Assessment and Finding of No Significant Impact

The U.S. Nuclear Regulatory Commission (NRC or Commission) is considering issuance of an exemption from Title 10 of the Code of Federal Regulations (10 CFR) Part 72 for the general license utilized by the Arizona Public Service Company (APS or licensee). The exemption is pursuant to 10 CFR 72.7 for the storage of spent fuel in an independent spent fuel storage installation (ISFSI) associated with the operation of the Palo Verde Nuclear Generating Station, Units 1, 2, and 3 (PVNGS), located in Maricopa County, Arizona. Therefore, as required by 10 CFR 51.21, the NRC is issuing this environmental assessment and finding of no significant impact.

Environmental Assessment

Identification of the Proposed Action

The proposed action would exempt Arizona Public Service Company from the requirements of 10 CFR 72.212(a)(2), 72.212(b)(2)(i)(A), 72.212(b)(7), and 10 CFR 72.214 for PVNGS Units 1, 2, and 3. These regulations specifically require compliance with the conditions set forth in the Certificate of Compliance (CoC) for each dry spent fuel storage cask used by an ISFSI general licensee. The dry cask storage system used by APS is the NAC-UMS Universal Storage System, Certificate of Compliance Number 1015. The NAC-UMS CoC provides conditions for requirements of Appendix A, Technical Specifications, and Appendix B, Approved Content and Design Features. The proposed action would allow APS to deviate from (1) the removable surface contamination limits in LCO 3.2.1 of Appendix A, and (2) the vertical seismic limits in paragraph B 3.4.1.3 of Appendix B. The proposed action would implement the limits requested by NAC International in the NAC-UMS CoC amendment request currently under staff review.

The proposed action is in accordance with the licensee's application dated May 1, 2002, as supplemented by letter dated June 19, 2002.

The Need for the Proposed Action

The proposed action is needed because APS plans to begin its initial dry cask spent fuel loading campaign

with PVNGS Unit 2 in November 2002. APS plans to continue loading spent fuel in dry cask storage with PVNGS Unit 1 in May 2003 and PVNGS Unit 3 in January 2004. The licensee has stated that Unit 2 will lose its full-core offload capability following the fall 2003 refueling outage. Units 1 and 3 will lose their full-core offload capability upon startup from the following outages, consecutively. The initial loading of spent fuel into dry casks needs to be accomplished during winter 2002 to support subsequent refueling outage schedules and dry cask load schedules for all the units. Deferral of the cask loading campaign is not desired because the preparation, time and resources required are extensive and would significantly impact the associated unit refueling outage. Additionally, dry cask loading operations cannot be conducted for a unit during the same time as refueling activities because of new fuel receipt and use of the same APS staff. If the first cask loading campaign is deferred the delay would cascade to subsequent units, remove any margin from subsequent cask load schedules, increase scheduling pressures, and potentially impact plant safety. The proposed action is necessary because the 10 CFR 72.214 rulemaking to implement the NAC-UMS CoC amendment is not projected for completion until December 2002, which will not support the APS dry cask storage loading schedule.

Environmental Impacts of the Proposed Action

The NRC has completed its evaluation of the proposed action and concludes that there is no significant environmental impact if the exemption is granted. The potential environmental impact of using the NAC-UMS Universal Storage System was initially presented in the Environmental Assessment (EA) for the Final Rule to add the NAC-UMS Universal Storage System to the list of approved spent fuel storage casks in 10 CFR 72.214 (65 FR 62581, dated November 20, 2000), as revised in Amendment No. 1 (65 FR 76896, dated February 20, 2001) and in Amendment No. 2 (66 FR 52486, dated October 16, 2001). The revised surface contamination and vertical seismic limits do not increase the probability or consequences of accidents, no changes are being made in the types of any effluents that may be released offsite, and there is no significant increase in occupational or public radiation exposure. Therefore, there are no significant radiological environmental impacts associated with the proposed action.

With regard to potential nonradiological impacts, the proposed action does not have a potential to affect any historic sites. It does not affect nonradiological plant effluents and has no other environmental impact. Therefore, there are no significant nonradiological environmental impacts associated with the proposed action.

Accordingly, the NRC concludes that there are no significant environmental impacts associated with the proposed action.

Alternatives to the Proposed Action

Since there is no significant environmental impact associated with the proposed action, alternatives with equal or greater environmental impact were not evaluated. As an alternative to the proposed action, the staff considered denial of the proposed action. Denial of the exemption would result in no change in current environmental impact, but would result in a potential dose increase to workers involved in cask decontamination activities.

Agencies and Persons Consulted

On September 3, 2002, the staff consulted with Mr. William Wright of the Arizona Radiation Regulatory Agency, regarding the environmental impact of the proposed action. He had no comments.

Finding of No Significant Impact

The environmental impacts of the proposed action have been reviewed in accordance with the requirements set forth in 10 CFR part 51. Based on the foregoing Environmental Assessment, the Commission finds that the proposed action of granting an exemption from 10 CFR 72.212(a)(2), 72.212(b)(2)(i)(A), 72.212(b)(7), and 72.214 allowing Arizona Public Service Company to deviate from the removable surface contamination limits and the vertical seismic limits, will not significantly impact the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed action.

For further details with respect to this exemption request, see the APS letter dated May 1, 2002, as supplemented by letter dated June 19, 2002. The request for exemption was docketed under 10 CFR part 72, Docket 72-44. The NRC maintains an Agencywide Documents Access and Management System (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, or 301-415-4737, or by e-mail at pdr@nrc.gov.

Dated at Rockville, Maryland, this 24th day of September, 2002.

For the Nuclear Regulatory Commission.

E. William Brach,

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

[FR Doc. 02-25082 Filed 10-1-02; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket No. 70-27]

Environmental Assessment and Finding of No Significant Impact of License Amendment for BWX Technologies, Inc.

AGENCY: Nuclear Regulatory Commission.

ACTION: Amendment of BWX Technologies, Inc., Materials License SNM-42 To authorize elimination of LTC stack continuous monitoring.

The U.S. Nuclear Regulatory Commission is considering the amendment of Special Nuclear Material License SNM-42 to authorize elimination of Lynchburg Technology Center (LTC) stack continuous monitoring and revise other air monitoring stack action levels at the BWX Technologies, Inc., facility located in Lynchburg, VA, and has prepared an Environmental Assessment in support of this action.

Environmental Assessment

Docket: 70-27.

Licensee: BWX Technologies (BWXT), Inc., Navy Nuclear Fuel Division, Lynchburg, Virginia.

Subject: Environmental Assessment for license amendment request dated July 16, 2002.

1.0 Introduction

1.1 Background

The Nuclear Regulatory Commission (NRC) staff has received a license request, dated July 16, 2002, to amend Special Nuclear Material License SNM-42 to eliminate the need for continuous air monitoring at the LTC on the BWX Technologies, Inc. (BWXT) site in Lynchburg, Virginia. The purpose of this document is to assess the environmental consequences of the proposed license amendment.