

- * Presentation of Interim Report of the Long Range Plan Working Group (E. Moniz)
- * Discussion of the essential components of the recommendations to the agencies
- * Discussion of progress and plans for completion of the Long Range Plan
- * Discussion of the transmittal of the Subcommittee Report on RHIC Experimental Equipment
- * Public Comment (*)

(*) Persons wishing to speak should make arrangements through the Contact Person identified above.

Dated: March 27, 1995.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 95-7870 Filed 3-30-95; 8:45 am]

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Special Emphasis Panel in Chemical and Transport Systems; Meetings

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation (NSF) announces the following meeting:

Name: Special Emphasis Panel in Chemical and Transport Systems (#1190).

Date and Time: April 17-18, 1995; 8:30 a.m. to 5:00 p.m.

Place: National Science Foundation, 4201 Wilson Boulevard, Rooms 390, 580, Arlington, VA 22230.

Type of Meeting: Closed.

Contact Person: Dr. Maria K. Burka, Program Director, Chemical Reaction Processes, CTS, Room 525 (703) 306-1371.

Purpose of Meeting: To provide advice and recommendations concerning proposals submitted to NSF for financial support.

Agenda: Review and evaluation nominations for the NSF Microwave-Induced Reaction Initiative Panel as part of the selection process for awards.

Reasons for Closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c)(4) and (6) of the Government in the Sunshine Act.

Dated: March 27, 1995.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 95-7871 Filed 3-30-95; 8:45 am]

BILLING CODE 7555-01-M

Special Emphasis Panel in Materials Research; Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463 as amended), the National Science Foundation announces the following meeting.

Name: Special Emphasis Panel in Materials Research (DMR).

Date and Time: Wednesday, April 19th, 8:00 a.m.

Place: National Science Foundation, Room 310, 4201 Wilson Boulevard, Arlington, VA 22230.

Type of Meeting: Closed.

Contact Person: G.X. Tessema, DMR, H. Hollis Wickman, DMR, 703-306-1995.

Purpose of Meeting: To provide advice and recommendations concerning support for DMR 1995 Faculty Early Career Development (CAREER) Program proposals.

Agenda: Evaluation of proposals.

Reason for Closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information, financial data such as salaries, and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c) (4) and (6) of the Government in the Sunshine Act.

Dated: March 27, 1995.

M. Rebecca Winkler,

Committee Management Office.

[FR Doc. 95-7872 Filed 3-30-95; 8:45 am]

BILLING CODE 7555-01-M

Advisory Panel for Physiology and Behavior

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation announces the following meeting.

Name: Advisory Panel for Physiology and Behavior (#1160).

Date and Time: April 18, and 19, 1995, 8:30 am to 5:00 pm.

Place: Room 380, National Science Foundation, 420 Wilson Boulevard, Arlington, Virginia.

Type of Meeting: Part-Open.

Contact Person: Dr. Machi F. Dilworth, Program Director, Integrative Plant Biology, National Science Foundation, 4201 Wilson Boulevard, Arlington, Virginia, 22230. Telephone: (703) 306-1422.

Minutes: May be obtained from the contact person listed above.

Purpose of Meeting: To provide advice and recommendations concerning proposals submitted to NSF for financial support.

Agenda: To review and evaluate Integrative Plant Biology proposals as part of the selection process for awards.

Open Session: April 18, 1995, 1:30 to 2:30 pm—To discuss research trends and opportunities in Integrative Plant Biology.

Reason for Closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: March 27, 1995.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 95-7873 Filed 3-30-95; 8:45 am]

BILLING CODE 7555-01-M

Advisory Committee for Engineering; Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation announces the following meeting.

Name and Committee Code: Advisory Committee for Engineering (#1170).

Date and Time:

April 20, 1995/9:30 am—5:00 pm

April 21, 1995/8:30 am—12 Noon

Place: Room 1235 National Science Board Meeting Room), National Science Foundation, 4201 Wilson Boulevard, Arlington, VA.

Type of Meeting: Open.

Contact Person: Dr. William S. Butcher, Advisory Committee for Engineering, National Science Foundation, Room 505, 4201 Wilson Boulevard, Arlington, VA 22230. Telephone: (703) 306-1330.

Minutes: May be obtained from the contact person listed above.

Purpose of Meeting: To provide advice, recommendations and counsel on major goals and policies pertaining to Engineering programs and activities.

Agenda: Discussion on issues, opportunities and future directions for the Engineering Directorate; discussion of Engineering Directorate budget situation as well as other items.

Dated: March 27, 1995.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 95-7874 Filed 3-30-95; 8:45 am]

BILLING CODE 7555-01-M

NUCLEAR REGULATORY COMMISSION

High-Way Engineering & Survey Co. et al; Order

In the Matter of High-Way Engineering & Survey Co. and Art High, dba High-Way Engineering & Survey Co.; Docket No. 030-32271, License No. IDA-234 (Expired) EA No. 95-024.

Order to Cease and Desist Use and Possession of Regulated Byproduct Material

I

High-Way Engineering & Survey Co. (Licensee), is the holder of expired Byproduct Materials License No. IDA-234 (License) which was issued by the State of Idaho and subsequently became a Nuclear Regulatory Commission (NRC or Commission) license on April 26,

1991, when the State of Idaho discontinued its regulation of radioactive materials. Mr. Art High (owner) is the president of the Licensee. The License authorized the possession and use of 10 millicuries of cesium-137 and 50 millicuries of americium-241:beryllium in sealed sources in gauges. The License expired on June 30, 1991.

II

On January 24, 1995, the Licensee informed the NRC that it still has a Campbell-Pacific nuclear gauge in its possession, which is currently stored in a locked storage shed on the Licensee's property near Bonners Ferry, Idaho. The Licensee neither submitted an application for renewal of the License prior to its expiration on June 30, 1991, as required by 10 CFR 30.37 nor notified the Commission, in writing under 10 CFR 30.36, of a decision not to renew the License. Mr. Art High, the owner and Radiation Safety Officer, stated the Licensee's intention to terminate the License in telephone conversations on February 27 and March 23, 1992, and again on January 19, 1995. As of the date of this order, the Licensee has neither transferred the licensed material to an authorized recipient nor applied for an NRC license.

The Licensee was notified of the pending expiration of its License in telephone conversations with the NRC Region IV Office staff prior to the License expiration on June 30, 1991. The NRC also corresponded with the Licensee concerning the status of its NRC license. Specifically, an NRC letter dated February 28, 1992, reiterated the Licensee's stated intent to divest itself of the Campbell-Pacific Nuclear Model MC-3 series moisture density gauge and requested that by March 20, 1992, the Licensee transfer all licensable material to a properly authorized recipient and provide a completed NRC Form 314 to assure that the transfer has been completed. A second NRC letter dated March 25, 1992, again reiterated the Licensee's intent to divest itself of the gauge and asserted the basis for the NRC's authority to license byproduct materials and to charge fees. The Licensee also stated its intent during a May 4, 1992 telephone conversation with the NRC to either transfer the byproduct material to another licensee or become properly licensed.

On March 17, 1994, a special, unannounced inspection was conducted by the NRC. The results of the inspection were documented in an April 15, 1994 letter. During the inspection, the Licensee stated that it possessed one gauge which was maintained in locked

storage and that it planned to sell the gauge and terminate the License.

During a January 19, 1995 telephone conversation, the Licensee stated that the reasons it had not divested itself of the gauge was that it had been unable to sell the gauge and that the manufacturer wanted a significant amount of money to take possession of the gauge. On January 24, 1995, the Licensee was again contacted by telephone and, despite being told that the gauge manufacturer would take possession of the gauge for no charge, the Licensee refused to transfer it.

III

The Licensee remains in possession of NRC-licensed byproduct material with an expired NRC license. Possession of such material is prohibited. At the time the License expired, 10 CFR 30.36(c) required NRC licensees, in the absence of a timely request for license renewal, to terminate licensed activities and to properly dispose of licensed material on or before the expiration date of the license. The Licensee has violated this requirement by continuing to possess a Campbell-Pacific Nuclear Model MC-3 series moisture density gauge after its License expired on June 30, 1991.

Improper handling of the cesium-137 and americium-241:beryllium sealed sources can result in an unnecessary exposure to radiation. The Atomic Energy Act and the Commission's regulations require that possession of NRC-licensed material be under a regulated system of licensing and inspection. The Licensee's possession of NRC-licensed material without a valid NRC license and its unwillingness to respond to numerous NRC written and verbal communications to apply for an NRC license, demonstrate that it is either unable or unwilling to comply with NRC requirements.

Given the circumstances surrounding the Licensee's possession of the byproduct material and its failure to respond to communications with the NRC, I lack the requisite reasonable assurance that the health and safety of the public will be protected while the Licensee remains in possession of the radioactive material without the required NRC license.

IV

Accordingly, in accordance with Section 8, 161b, 161c, 161i, and 161o of the Atomic Energy Act of 1954, as amended, and 10 CFR parts 20 and 30, IT IS HEREBY ORDERED THAT High-Way Engineering & Survey Co. and Mr. Art High, dba High-Way Engineering & Survey Co. shall:

A. Immediately cease and desist from any further use of byproduct material now in their possession, with the exception that sealed source(s) containing cesium-137 or americium-241:beryllium shall be tested for leakage by a person authorized to perform the test prior to transfer of the source(s) to another person or entity, if a leak test has not been performed within the last six months prior to the transfer.

B. Maintain safe control over the byproduct material, as required by 10 CFR part 20, by keeping the material in locked storage and not allowing any person access to the material, except for purposes of assuring the material's continued safe storage and the testing required by Paragraph A, until the material is transferred to a person authorized to receive and possess the material in accordance with the provisions of this Order and the Commission's regulations.

C. Transfer all byproduct material in their possession within 30 days to a person authorized to receive and possess the material. If the Licensee does not have sufficient funds to complete the transfer, the Licensee must provide, within 10 days of this Order, evidence supporting such a claim by submitting to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555: (1) An estimate of the cost of the transfer and the basis for the estimate, including the license numbers and identities of the persons who have provided estimates of the cost of the transfer; (2) written statements from at least two banks stating that neither Art High, nor High-Way Engineering & Survey Co., qualify for a loan to pay for the transfer; (3) copies of the Federal income tax returns of Art High, and High-Way Engineering & Survey Co., for the years 1993, 1992, 1991, and 1990; and (4) a signed statement agreeing to allow the NRC to receive credit information on Art High and High-Way Engineering & Survey Co., from a credit agency. In addition, if the Licensee has not been able to find an authorized person who will accept the byproduct material, the Licensee must provide to the Director, Office of Enforcement, at the address stated above, within 10 days of the date of this Order, the names of the persons who have been contacted regarding acceptance of the byproduct material and the dates that the contacts were made. A SUBMITTAL OF EVIDENCE SUPPORTING THE LACK OF SUFFICIENT FUNDS DOES NOT EXCUSE NONCOMPLIANCE WITH THIS ORDER.

D. At least two working days to the date of the transfer of the byproduct

material, notify Dr. D. Blair Spitzberg, Chief, Nuclear Materials Licensing Branch, NRC, Region IV, by telephone (817-860-8191) so that the NRC may, if it elects, observe the transfer of the material to the authorized recipient.

E. Within seven days following completion of the transfer, provide to the Regional Administrator, Region IV, in writing, under oath or affirmation: (1) Confirmation on NRC Form 314, as required by 10 CFR 30.36(c) at the time the License expired, that the cesium-137 and americium-241:beryllium byproduct material have been transferred, (2) the last date that the byproduct material was used, (3) a copy of the survey performed in accordance with 10 CFR 30.36, as required by the regulation at the time the License expired, and (4) a copy of the certification from the authorized recipient that the source has been received.

Copies of the response to this Order shall be sent to the Regional Administrator, Region IV, 611 Ryan Plaza Dr., Suite 400, Arlington, Texas 76011-8064, and to the Assistant General Counsel for Hearings and Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

After reviewing your response, the NRC will determine whether further action is necessary to ensure compliance with NRC requirements.

Dated at Rockville, Maryland this 24th day of March 1995.

For the Nuclear Regulatory Commission.

Hugh L. Thompson, Jr.,

Deputy Executive Director for Nuclear Materials Safety, Safeguards, and Operations Support.

[FR Doc. 95-7921 Filed 3-30-95; 8:45 am]

BILLING CODE 7590-01-M

[License No. 19089-01]

**Advanced Medical Systems, Inc;
Notice of Amendment to Byproduct
Materials and Opportunity for Hearing**

This provides notice to the public that the U.S. Nuclear Regulatory Commission has issued a license amendment to Byproduct Material License No. 34-19089-01 issued to Advanced Medical Systems, Inc. for possession and use of byproduct material, cobalt-60 and cesium-137, at the licensee's Cleveland, Ohio facility. The licensee requested the amendment by letter dated March 1, 1995, to establish plans and schedules for (1) dealing with the accumulation of ground water in and around the AMS facility basement and that stored in above ground tanks, (2) immobilizing and/or remediating contamination that

has collected in below ground sewage piping and manholes, and (3) processing ground water that may build up around the facility in the future. The amendment requires that these activities begin immediately and be completed within 90 days. The license amendment references letters from the licensee dated January 27, February 2, 10, 14, and March 1, 3, 8, and 10, 1995.

The NRC hereby provides notice and an opportunity for a hearing on the license amendment under the provisions of 10 CFR part 2, subpart L, "Informal Hearing Procedures for Adjudications in Materials and Operator Licensing Proceedings." Pursuant to Section 2.1205(a), any person whose interest may be affected by this proceeding may file a request for a hearing in accordance with section 2.1205(c). A request for a hearing must be filed within thirty (30) days of the date of publication of this **Federal Register** notice.

The request for a hearing must be filed with the Office of the Secretary either:

(1) By delivery to the Docketing and Service Branch of the Office of the Secretary at One White Flint North, 11555 Rockville Pike, Rockville, MD 20852; or

(2) By mail or telegram addressed to the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Service Branch.

In addition to meeting other applicable requirements of 10 CFR Part 2 of the NRC's regulations, a request for a hearing filed by a person other than an applicant must describe in detail:

(1) The interest of the requestor in the proceeding;

(2) How that interest may be affected by the results of the proceeding, including the reasons why the requestor should be permitted a hearing, with particular reference to the factors set out in § 2.1205(g);

(3) The requestor's areas of concern about the licensing activity that is the subject matter of the proceeding; and

(4) The circumstances establishing that the request for a hearing is timely in accordance with § 2.1205(c).

Each request for a hearing must also be served, by delivering it personally or by mail to:

(1) The licensee, Advanced Medical Systems, Inc., to the attention of Seymour S. Stein, Ph.D., President, 121 North Eagle Street, Geneva, Oh 44041; and

(2) The NRC staff, by delivery to the Executive Director for Operations, One White Flint North, 11555 Rockville

Pike, Rockville, MD 20852, or by mail Commission, Washington, DC 20555.

For further details with respect to this action, see the licensee's request for license amendment dated March 1, 1995, and the letters referenced above, which are available for inspection at the Commission's Region III Office, 801 Warrenville Road, Lisle, Illinois.

Dated: at Lisle, Illinois, this 24th day of March, 1995.

John A Grobe,

Chief, Nuclear Materials Inspection, Section 2, Division of Radiation Safety and Safeguards, RIII.

[FR Doc. 95-7923 Filed 3-30-95; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-416]

Entergy Operations, Inc.; Grand Gulf Nuclear Station, Unit 1; Environmental Assessment and Finding of No Significant Impact

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an exemption from certain requirements of its regulations to Facility Operating License No. NPF-29, issued to Entergy Operations, Inc. (the licensee), for operation of the Grand Gulf Nuclear Station, Unit 1 (GGNS), located in Claiborne County, Mississippi.

Environmental Assessment

Identification of Proposed Action

The proposed action is in accordance with the licensee's application dated October 24, 1994, for exemption from certain requirements of 10 CFR 73.55, "Requirements for physical protection of licensed activities in nuclear power reactors against radiological sabotage." The exemption would allow implementation of a hand geometry biometric system for site access control such that picture badges and access control cards for certain non-employees can be taken offsite.

The Need for the Proposed Action

Pursuant to 10 CFR 73.55, paragraph (a), the licensee shall establish and maintain an onsite physical protection system and security organization.

10 CFR 73.55(d), "Access Requirements," paragraph (1), specifies that "licensee shall control all points of personnel and vehicle access into a protected area." 10 CFR 73.55(d)(5) specifies that "A numbered picture badge identification system shall be used for all individuals who are authorized access to protected areas without escort." 10 CFR 73.55(d)(5) also states that an individual not employed