

effects, if any, on the environment and historic resources. The Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by January 9, 1996. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA is available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: December 28, 1995.

By the Commission, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams,

Secretary.

[FR Doc. 96-136 Filed 1-3-96; 8:45 am]

BILLING CODE 7035-01-P

NUCLEAR REGULATORY COMMISSION

[Docket No. Part 110]

General and Specific Licenses Authorizing Exports of Nuclear Reactor Components, Substances, and Items Under Section 109b of the Atomic Energy Act to EURATOM; Order Suspending Licenses (Effective January 1, 1996)

I

The licensees that are subject to this order are authorized by the Nuclear Regulatory Commission ("NRC" or "Commission") through general and specific licenses granted under Section 109b of the Atomic Energy Act of 1954, as amended (AEA), and 10 C.F.R. Part 110 to export nuclear reactor components, substances, and items for nuclear end uses to EURATOM on the basis of assurances provided by EURATOM to the U.S. pursuant to Section 109b ("EURATOM assurances"). The expiration date of the EURATOM assurances underlying the NRC's general and specific license authorizations for exports of nuclear reactor components, substances, and items under Section 109b is tied to the expiration date of the current Agreement for Cooperation between the U.S. and EURATOM under Section 123 of the AEA.

II

The EURATOM assurances will expire on December 31, 1995, the

expiration date of the current Agreement for Cooperation between the U.S. and EURATOM. Although a new Section 123 Agreement for Cooperation has been approved by authorities on both sides,¹ the U.S. has not received new Section 109b assurances from EURATOM. The NRC is prohibited from authorizing any exports of nuclear reactor components, substances, and items to a foreign nation under Section 109b in the absence of such assurances from the foreign nation.

III

Accordingly, pursuant to Sections 109b, 161b, 161i, 183, and 186 of the AEA, and 10 C.F.R. §§ 110.50(a) (1) and (2) and 110.52, from January 1, 1996 until such time that the U.S. receives the assurances required for exports of nuclear reactor components, substances, and items under Section 109b of the AEA from EURATOM or its individual member countries,² NRC general and specific license authorizations under Section 109b and 10 C.F.R. §§ 110.26 and 110.42(b) for exports of nuclear reactor components to EURATOM countries are suspended.³ This suspension order will expire by operation of law when the assurances required under Section 109b are received from EURATOM or its individual member countries. The NRC will publish notice of the receipt of these assurances in the Federal Register.

For the Nuclear Regulatory Commission.

Dated at Rockville, Maryland this 28th day of December, 1995.

Carlton R. Stoiber,

Director, Office of International Programs.

[FR Doc. 96-111 Filed 1-3-96; 8:45 am]

BILLING CODE 7590-01-M

¹The new Agreement must sit before Congress for review for up to 90 days of continuous legislative session.

²The EURATOM Member States are: Austria, Belgium, Denmark, Finland, France, Germany, Greece, Ireland, Italy, Luxembourg, Netherlands, Portugal, Spain, Sweden, and the United Kingdom. Licensees authorized under general or specific licenses to make Section 109b exports to Austria, Finland, Spain, or Sweden may continue direct exports to these countries because they have provided separate bilateral assurances to the U.S. that remain in effect.

³In accordance with 10 C.F.R. § 110.52(c), the Commission finds that Licensees need not be afforded an opportunity to reply and be heard because this action is required by operation of law and the common defense and security.

[Docket No. 50-285]

Omaha Public Power District, Fort Calhoun Station, Unit 1; Exemption

I

The Omaha Public Power District (OPPD or the licensee) holds Facility Operating License No. DPR-40, which authorizes operation of the Fort Calhoun Station, Unit 1. The license provides, among other things, that the facility is subject to all rules, regulations, and orders of the Nuclear Regulatory Commission (the Commission) now or hereafter in effect. The facility consists of one pressurized water reactor located at the licensee's site in Washington County, Nebraska.

II

Section 50.54(q) of 10 CFR part 50 requires a licensee authorized to operate a nuclear power reactor to follow and maintain in effect emergency plans which meet the standards of 10 CFR 50.47(b) and the requirements of Appendix E to 10 CFR part 50. Section IV.F.2.c of Appendix E requires that each licensee at each site conduct an exercise with offsite authorities such that the State and local government emergency plans for each operating reactor site are exercised biennially. Section IV.F.2 also requires full or partial participation by State and local governments within the plume exposure pathway emergency planning zone (EPZ).

The NRC may grant exemptions from the requirements of the regulations which, pursuant to 10 CFR 50.12(a), are (1) authorized by law, will not present an undue risk to the public health and safety, and are consistent with the common defense and security; and (2) present special circumstances. Section 50.12(a)(2)(v) of 10 CFR 50 describes the special circumstances where an exemption would provide only temporary relief from the applicable regulations and the licensee or applicant has made good faith efforts to comply with the regulations.

III

By letter dated December 8, 1995, and supplemental letter dated December 15, 1995, OPPD requested a scheduler exemption from the requirements of 10 CFR 50, Appendix E, Section IV.F.2.c that requires a biennial exercise with State and local government authorities within the plume exposure pathway emergency planning zone (EPZ). The licensee has requested to postpone, until the first quarter of 1996, the offsite portion of the biennial full-scale