

For The Nuclear Regulatory Commission.  
Dated at Rockville, Maryland, this 27th day of October, 1999.

**E. William Brach,**

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

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-423-LA-3; ASLBP No. 00-771-01-LA]

### In the Matter of Northeast Nuclear Energy Company (Millstone Nuclear Power Station, Unit No. 3; Facility Operating License NPF-49); Notice of Prehearing Conference

November 2, 1999.

This proceeding involves the proposed increase in capacity (through the addition of high-density storage racks) of the spent fuel storage pool of the Millstone Nuclear Power Station, Unit No. 3, in New London County, Connecticut. Notice is hereby given that, as described in the Atomic Safety and Licensing Board's Memorandum and Order (Intervention Petition), dated October 28, 1999, a prehearing conference is hereby scheduled for Monday, December 13, 1999, beginning at 2 p.m., and continuing (to the extent necessary) on Tuesday, December 14, 1999, at the Ernst Common Room, Connecticut College, 270 Mohegan Avenue, New London, Connecticut 06320.

The conference will consider the standing of and proposed contentions submitted jointly by the Connecticut Coalition Against Millstone (CCAM) and the Long Island Coalition Against Millstone (CAM), petitioners for intervention in this proceeding. To the extent appropriate, the conference will also consider proposed discovery and hearing schedules, possibilities of settlement of various issues, and other procedural matters as may aid in the orderly disposition of the proceeding.

During the course of this proceeding, the Licensing Board, pursuant to 10 CFR 2.715(a), will entertain written or oral limited appearance statements, from any person who is not a party to the proceeding or a petitioner for intervention. The Licensing Board does not plan to entertain such statements at the December 13-14, 1999 prehearing conference. Written statements, and requests to make oral statements, should be submitted to the Office of the Secretary, Rulemaking and Adjudications Staff, U.S. Nuclear Regulatory Commission, Washington,

DC 20555. A copy of such statement or request should also be served on the Chairman of this Atomic Safety and Licensing Board, T3 F23, U.S. Nuclear Regulatory Commission, Washington, DC 20555, or CXB2@nrc.gov.

Documents related to this proceeding, issued prior to December 1, 1999, are available in print form for public inspection at the Commission's Public Document Room (PDR), 2120 L St. NW, Washington, DC. Documents issued prior to November 1, 1999 may be found in microfiche format at the Learning Resources Center, Three Rivers Community-Technical College, 574 New London Turnpike, Norwich, Connecticut (860-885-2346); at the Russell Library, 123 Broad Street, Middletown, Connecticut (860-347-2520); and, in late November, at the Connecticut State Library, Federal Documents, 231 Capitol Avenue, Hartford, Connecticut (860-566-4889). Documents issued subsequent to November 1, 1999, are available electronically through the Agencywide Documents Access and Management System (ADAMS), with access to the public through NRC's Internet Web site (Public Electronic Reading Room Link, <<http://www.nrc.gov/NRC/ADAMS/index.html>>). The PDR and the majority of public libraries have terminals for public access to the Internet.

Rockville, Maryland, November 2, 1999.

For the Atomic Safety and Licensing Board.

**Charles Bechhoefer,**

*Chairman, Administrative Judge.*

[FR Doc. 99-29120 Filed 11-5-99; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-333 ]

### Power Authority of the State of New York; Notice of Consideration of Issuance of Amendment To Facility Operating License and Opportunity for a Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License Nos. NPF-59, issued to the Power Authority of the State of New York, (PASNY or the licensee), for operation of the James A. FitzPatrick Nuclear Power Plant, (FitzPatrick), located in Oswego County, New York.

The proposed amendment, requested by the licensee in a letter dated March 31, 1999, as supplemented by letters dated May 20, June 1, July 14, and

October 14, 1999, represent a full conversion from the current Technical Specifications (CTS) to a set of Improved Technical Specifications (ITS) based on NUREG-1433, "Standard Technical Specifications (STS) for General Electric Plants, BWR/4" Revision 1, dated April 1995. NUREG-1433 has been developed by the Commission's staff through working groups composed of both NRC staff members and industry representatives, and has been endorsed by the staff as part of an industry-wide initiative to standardize and improve the Technical Specifications (TS) for nuclear power plants. As part of this submittal, the licensee has applied the criteria contained in the Commission's "Final Policy Statement on Technical Specification Improvements for Nuclear Power Reactors (Final Policy Statement)," published in the **Federal Register** on July 22, 1993 (58 FR 39132), to the CTS, and, using NUREG-1433 as a basis, proposed an ITS for FitzPatrick. The criteria in the Final Policy Statement were subsequently added to 10 CFR 50.36, "Technical Specifications," in a rule change that was published in the **Federal Register** on July 19, 1995 (60 FR 36953) and became effective on August 18, 1995.

The licensee has categorized the proposed changes to the CTS into four general groupings. These groupings are characterized as administrative changes, relocated changes, more restrictive changes and less restrictive changes.

Administrative changes are those that involve restructuring, renumbering, rewording, interpretation and complex rearranging of requirements and other changes not affecting technical content or substantially revising an operating requirement. The reformatting, renumbering and rewording process reflects the attributes of NUREG-1433 and does not involve technical changes to the CTS. The proposed changes include: (a) Providing the appropriate numbers, *etc.*, for NUREG-1433 bracketed information (information that must be supplied on a plant-specific basis, and which may change from plant to plant), (b) identifying plant-specific wording for system names, *etc.*, and (c) changing NUREG-1433 section wording to conform to existing licensee practices. Such changes are administrative in nature and do not impact initiators of analyzed events or assumed mitigation of accident or transient events.

Relocated changes are those involving relocation of requirements and surveillances for structures, systems, components, or variables that do not meet the criteria for inclusion in TS.