

Office of Management and Budget,
Washington, DC 20503.

Comments can also be submitted by
telephone at (202) 395-7318.

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

Dated at Rockville, Maryland, this 5th day
of February, 2001.

For the Nuclear Regulatory Commission.

Brenda Jo. Shelton,

*NRC Clearance Officer, Office of the Chief
Information Officer.*

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NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-325 and 50-324]

In the Matter of Carolina Power & Light Company (Brunswick Steam Electric Plant, Units 1 and 2); Exemption

I

The Carolina Power & Light Company
(CP&L) is the holder of Facility
Operating License Nos. DPR-71 and
DPR-62, which authorize operation of
the Brunswick Steam Electric Plant,
Units 1 and 2. The licenses provide,
among other things, that the facility is
subject to all rules, regulations, and
orders of the U.S. Nuclear Regulatory
Commission (NRC, the Commission)
now or hereafter in effect.

The facility consists of two boiling
water reactors located in Brunswick
County in North Carolina.

II

Title 10 of the Code of Federal
Regulations, part 50, Section 36a(a)(2)
(10 CFR 50.36a(a)(2)) requires each
licensee to submit a report to the
Commission annually that specifies the
quantity of each of the principal
radionuclides released to unrestricted
areas in liquid and in gaseous effluents
during the previous 12 months,
including any other information as may
be required by the Commission to
estimate maximum potential annual
radiation doses to the public resulting
from effluent releases. The report must
be submitted as specified in § 50.4, and
the time between submission of the
reports must be no longer than 12
months. CP&L has proposed an
amendment to Technical Specification
5.6.3 to change the submittal date for
the report to "prior to May 1." The
approval of the amendment necessitates
the required submittal date for the year
2000 report be changed to "prior to May
1, 2001."

In summary, the exemption does not
affect the information required to be

submitted or the time period the report
covers, only the date the report is
submitted.

III

Pursuant to 10 CFR 50.12, the
Commission may, upon application by
any interested person or upon its own
initiative, grant exemptions from the
requirements of 10 CFR part 50, when:
(1) the exemptions are authorized by
law, will not present an undue risk to
public health or safety, and are
consistent with the common defense
and security; and (2) when special
circumstances are present. These
circumstances include the special
circumstances that would provide only
temporary relief from the applicable
regulation and the licensee or applicant
has made good faith efforts to comply
with the regulation.

Therefore, the staff concludes that
granting an exemption under the special
circumstances of 10 CFR 50.12(a)(2)(v)
is appropriate.

IV

Accordingly, the Commission has
determined that, pursuant to 10 CFR
50.12(a), the exemption is authorized by
law, will not endanger life or property
or common defense and security, and is,
otherwise, in the public interest. Also,
special circumstances are present.
Therefore, the Commission hereby
grants CP&L an exemption from the
requirements of 10 CFR 50.36a9a)(2), for
Brunswick Steam Electric Plant, Units 1
and 2.

Pursuant to 10 CFR 51.32, the
Commission has determined that the
granting of this exemption will not have
a significant effect on the quality of the
human environment (66 FR 8813).

This exemption is effective upon
issuance.

Dated at Rockville, Maryland, this 6th day
of February 2001.

For the Nuclear Regulatory Commission.

John A. Zwolinski,

*Director, Division of Licensing Project
Management, Office of Nuclear Reactor
Regulation.*

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NUCLEAR REGULATORY COMMISSION

[Docket No. 50-344]

Portland General Electric Company; Trojan Nuclear Plant; Environmental Assessment and Finding of No Significant Impact

The U.S. Nuclear Regulatory
Commission (NRC) is considering

issuance of an amendment to Facility
Operating License No. NPF-1 issued to
Portland General Electric Company
(PGE), the licensee, for the Trojan
Nuclear Plant (TNP), a permanently
shutdown nuclear reactor facility
located in Columbia County, Oregon.

Environmental Assessment

Identification of the Proposed Action

The proposed action would approve
the TNP license termination plan (LTP)
and an LTP change process to allow
certain changes once the LTP is
approved by license amendment. The
approval of the LTP is essential only for
the approval of the licensee's proposed
final radiation survey plan design. In
accordance with the regulations, the
licensee has, and will continue to have,
the authority to remediate the site
without an approved LTP. Site
remediation is performed under the
provisions of Title 10, *U.S. Code of
Federal Regulations* (10 CFR) 50.82(a)(6)
and 50.59. The proposed license
amendment does not authorize
additional plant activities beyond those
that are already authorized and,
therefore, is administrative.

The proposed action is in accordance
with the licensee's application for
amendment dated August 5, 1999, as
supplemented by letters dated
November 23, 1999, December 27, 1999,
May 4, 2000, October 19, 2000, and
November 22, 2000.

The Need for the Proposed Action

The proposed action would allow the
licensee to meet the requirements of 10
CFR 50.82(a)(9), in which a licensee is
required to submit an LTP to the NRC
for approval. Further, in accordance
with the requirements of 10 CFR
50.82(a)(10) and (11), the staff will: (1)
Approve an LTP by license amendment
if the remaining decommissioning
activities will be performed in
accordance with the regulations, will
not be inimical to the common defense
and security or the health and safety of
the public, and will not have a
significant effect on the quality of the
environment; and (2) terminate the
license if the remaining dismantlement
has been performed in accordance with
the approved LTP, and that the final
radiation survey and associated
documents demonstrate the facility and
site are suitable for release.

Environmental Impacts of the Proposed Action

Background

The Trojan site, 2.57 square
kilometers (634 acres) owned by the
licensee, is located in Columbia County,