

NUCLEAR REGULATORY COMMISSION**[Docket No. 40-8027]****License No. SUB-1010; Sequoyah Fuels Corporation; Receipt of Request for Action Under 10 CFR 2.206**

Notice is hereby given that by petition dated October 2, 2003, the Cherokee Nation and the State of Oklahoma (collectively, the Petitioners) have requested that the U.S. Nuclear Regulatory Commission (NRC) take enforcement actions against the Sequoyah Fuels Corporation (SFC). The Petitioners request that NRC deny SFC's requests to approve proposed license amendments. The proposed amendments include a proposed Ground Water Monitoring Plan (GWMP) and a proposed Ground Water Corrective Action Plan (GWCAP) for the SFC site near Gore, Oklahoma.

As bases for this request, the Petitioners identified alleged deficiencies in SFC's proposed GWMP and in their proposed GWCAP. The Petitioners stated that the GWMP is inadequate and that the GWCAP is not protective of human health and the environment and identified specific areas they believe to be deficient in each plan.

The Petitioners requested a hearing, which was denied on November 19, 2003, on the proposed license amendments before the Atomic Safety and Licensing Board (ASLB). The Cherokee Nation appealed the ASLB decision to the Commission. The appeal was denied on January 14, 2004. In accordance with 10 CFR 2.1205(l)(2), the ASLB Presiding Officer referred the petition to the NRC staff to be treated as a petition for enforcement action under 10 CFR 2.206. The request has been referred to the Director of the Office of Nuclear Material Safety and Safeguards. As provided by section 2.206, appropriate action will be taken on this petition within a reasonable time. A copy of the petition is available in the Agencywide Documents Access and Management System (ADAMS) for inspection at the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, and from the ADAMS Public Library component on the NRC's Web site, <http://www.nrc.gov> (the Public Electronic Reading Room) using Accession No. ML033440220. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC's PDR reference staff by telephone at 1-800-397-4209,

or 301-415-4737, or by e-mail to pdrc@nrc.gov.

Dated at Rockville, Maryland this 1st day of March, 2004.

For the Nuclear Regulatory Commission.
Martin J. Virgilio,

Director, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 04-5598 Filed 3-11-04; 8:45 am]

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NUCLEAR REGULATORY COMMISSION**Notice of Availability of a Regulatory Issue Summary for Deferring Active Regulation of Ground-Water Protection at *In Situ* Leach Uranium Extraction Facilities**

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of availability for public comment.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) has developed Regulatory Issue Summary (RIS) 2004-02, "Deferral of Active Regulation of Ground-Water Protection at *In Situ* Leach (ISL) Uranium Extraction Facilities" dated February 23, 2004. The NRC regulation of ground water at ISL facilities often duplicates the ground-water protection programs required by the Safe Drinking Water Act, as administered by the U.S. Environmental Protection Agency (EPA) or EPA-authorized States. The NRC is proposing to end duplication of ground-water protection programs at ISL facilities by deferring active ground-water regulation to EPA-authorized States. The RIS summarizes the process that the NRC plans to use for insuring that a State's ground-water protection program provides adequate protection of public health and safety, and the environment, equivalent to the NRC program. Interested parties may comment on the proposed approach. The comment period will be open for 30 days from the publication of this notice.

ADDRESSES: Electronic copies of this document are available for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room). RIS 2004-02 is under Adams Accession Number ML040550197. The document is also available for inspection or copying for a fee at the NRC's Public Document Room, 11555 Rockville Pike, Room O1-

F21, Rockville, Maryland, 20852. This guidance document is not copyrighted, and Commission approval is not required to reproduce it.

FOR FURTHER INFORMATION CONTACT: John Lusher, Office of Nuclear Material Safety and Safeguards, Division of Fuel Cycle Safety and Safeguards, Mail Stop T-8 A33, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone (301) 415-7694, or by e-mail at jhl@nrc.gov.

Dated in Rockville, Maryland this 5th day of March, 2004.

For the Nuclear Regulatory Commission.

Robert A. Nelson,

Chief, Uranium Processing Section, Fuel Cycle Facilities Branch, Division of Fuel Cycle Safety and Safeguards, Office of Nuclear Material Safety and Safeguards.

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OFFICE OF MANAGEMENT AND BUDGET**OMB Circular A-133 Information Collection Under OMB Review**

AGENCY: Office of Management and Budget.

ACTION: Notice of submission for OMB review, comment request.

SUMMARY: In accordance with the Paperwork Reduction Act of 1980, as amended (44 U.S.C. 3501 *et seq.*), this notice announces that an information collection request was submitted to the Office of Management and Budget's (OMB) Office of Information and Regulatory Affairs (OIRA) for processing under 5 CFR 1320.10. The first notice of this information collection request, as required by the Paperwork Reduction Act, was published in the **Federal Register** on August 15, 2003 (68 FR 48960). The information collection request involves two proposed information collections from two types of entities: (1) Reports from auditors to auditees concerning audit results, audit findings, and questioned costs; and (2) reports from auditees to the Federal government providing information about the auditees, the awards they administer, and the audit results. These collection efforts are required by the Single Audit Act Amendments of 1996 (31 U.S.C. 7501 *et seq.*) and OMB Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations." Circular A-133's information collection requirements apply to approximately 30,000 States, local governments, and non-profit organizations on an annual basis.