

containing the information that has been assembled pertinent to the matters referred to the committee. Copies of this report may be obtained at the Office of the Governor, Pago Pago, American Samoa, and the National Office of the Wage and Hour Division, U.S. Department of Labor, Washington, DC 20210. Upon request, the Wage and Hour Division will mail copies to interested persons who make a written request to the Wage and Hour Division. To facilitate mailing, such persons should make advance written request to the Wage and Hour Division. The committee will take official notice of the facts stated in this report. Parties, however, shall be afforded an opportunity to refute such facts by evidence received at the hearing.

6. The provisions of Title 29, Code of Federal Regulations, part 511, will govern the procedure of this industry committee. Copies of this part of the regulations will be available at the Office of the Governor, Pago Pago, American Samoa, and at the National Office of the Wage and Hour Division. The proceedings will be conducted in English, but in the event that a witness should wish to testify in Samoan, an interpreter will be provided. As a prerequisite to participation as a party, interested persons shall file six copies of a pre-hearing statement at the aforementioned Office of the Governor of American Samoa and six copies at the National Office of the Wage and Hour Division, U.S. Department of Labor, Washington, DC 20210. Each pre-hearing statement shall contain the data specified in 29 CFR 511.8 of the regulations and shall be filed not later than May 20, 2005. If such statements are sent by airmail between American Samoa and the mainland, such filing shall be deemed timely if postmarked within the time provided.

Signed in Washington, DC, this 27th day of April, 2005.

**Elaine L. Chao,**  
*Secretary of Labor.*

[FR Doc. 05-8846 Filed 5-3-05; 8:45 am]

**BILLING CODE 4510-27-P**

## FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

### Sunshine Act Meeting

April 26, 2005

**TIME AND DATE:** 10 a.m., Wednesday, May 4, 2005.

**PLACE:** The Richard V. Backley Hearing Room, 9th Floor, 601 New Jersey Avenue, NW., Washington, DC.

**STATUS:** Open.

**MATTERS TO BE CONSIDERED:** The Commission will hear oral argument on an appeal of Maple Creek Mining, Inc. and Maple Creek employees Steve Brown, Alvy Walker, and Greg Miller from the decision of an administrative law judge in *Secretary of Labor and United Mine Workers of America v. Maple Creek Mining, Inc., et al.*, Docket Nos. PENN 2002-116, PENN 2003-54, PENN 2003-55, and PENN 2003-56. (Issues include whether substantial evidence supports the judge's determinations that: (1) The operator violated the requirement of 30 CFR § 75.380(d)(1) to maintain in a safe condition each designated escapeway in an underground coal mine; (2) the violation was significant and substantial; (3) that the violation was due to the operator's unwarrantable failure to comply with the standard; and (4) that Maple Creek employees Steve Brown, Alvy Walker, and Greg Miller were liable for the violation under section 110(c) of the Federal Mine Safety and Health Act of 1977.)

Any person attending this meeting who requires special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those needs, subject to 29 CFR § 2706.150(a)(3) and § 2706.160(d).

**CONTACT PERSON FOR MORE INFO:** Jean Ellen, (202) 434-9950/(202) 708-9300 for TDD Relay/1-800-877-8339 for toll free.

**Jean H. Ellen,**  
*Chief Docket Clerk.*

[FR Doc. 05-9026 Filed 5-2-05; 8:45 am]

**BILLING CODE 6735-01-M**

## NATIONAL SCIENCE BOARD

### Sunshine Act Meeting

**AGENCY HOLDING MEETING:** National Science Board, Subcommittee on Science and Engineering Indicators.

**DATE AND TIME:** May 17, 2005, 10 a.m. (ET).

**PLACE:** National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230, Public Meeting Room 130.  
[www.nsf.gov/nsb](http://www.nsf.gov/nsb).

**STATUS:** This meeting will be open to the public.

**MATTERS TO BE CONSIDERED:**

**Tuesday, May 17, 2005—Open Session**

*Open Session (10 a.m. to 11 a.m.)*

1. Discussion of the topic for the Companion Piece to Science and Engineering Indicators 2006.

2. Discussion of the draft Science and Technology: Public Attitudes and Understanding chapter of Science and Engineering Indicators 2006.

For information contact: Dr. Michael P. Crosby, Executive Officer and NSB Office Director, (703) 292-7000.  
[www.nsf.gov/nsb](http://www.nsf.gov/nsb).

**Michael P. Crosby,**

*Executive Officer and NSB Office Director.*

[FR Doc. 05-8971 Filed 5-2-05; 12:45 pm]

**BILLING CODE 7555-01-M**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards Subcommittee Meeting on Fire Protection; Notice of Meeting

The ACRS Subcommittee on Fire Protection will hold a meeting on May 17, 2005, Room T-2B3, 11545 Rockville Pike, Rockville, Maryland.

The entire meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows: *Tuesday, May 17, 2005—8:30 a.m. until 12 Noon.*

The purpose of this meeting is to discuss the Draft Regulatory Guide, DG-1139, "Risk-Informed, Performance-Based Fire Protection for Existing Light-Water Nuclear Power Plants." This regulatory guide provides guidance for use in complying with the requirements that the U.S. Nuclear Regulatory Commission (NRC) has promulgated for risk-informed, performance-based fire protection programs that meet the requirements of Title 10, Section 50.48(c), of the Code of Federal Regulations (10 CFR 50.48(c)) and the 2001 Edition of the National Fire Protection Association (NFPA) standard, NFPA 805, "Performance-Based Standard for Fire Protection for Light-Water Reactor Electric Generating Stations." The Subcommittee will hear presentations by and hold discussions with the NRC staff, representatives of the Electric Power Research Institute (EPRI), and other interested persons regarding this matter. The Subcommittee will gather information, analyze relevant issues and facts, and formulate proposed positions and actions, as appropriate, for deliberation by the full Committee.

Members of the public desiring to provide oral statements and/or written comments should notify the Designated Federal Official, Dr. Hossein P. Nourbakhsh (Telephone: (301) 415-5622) five days prior to the meeting, if possible, so that appropriate

arrangements can be made. Electronic recordings will be permitted.

Further information regarding this meeting can be obtained by contacting the Designated Federal Official between 7:30 a.m. and 4:15 p.m. (ET). Persons planning to attend this meeting are urged to contact the above named individual at least two working days prior to the meeting to be advised of any potential changes to the agenda.

Dated: April 27, 2005.

**Michael L. Scott,**

*Branch Chief, ACRS/ACNW.*

[FR Doc. E5-2172 Filed 5-3-05; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards Meeting of the Subcommittee on Early Site Permits; Notice of Meeting

The ACRS Subcommittee on Early Site Permits will hold a meeting on May 16, 2005, Room T-2B3, 11545 Rockville Pike, Rockville, Maryland.

The entire meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows: Monday, May 16, 2005—8:30 a.m. until 1 p.m.

The Subcommittee will discuss and review the application for an early site permit for the Grand Gulf site and the staff's draft safety evaluation report related to that application.

The Subcommittee will hear presentations by and hold discussions with representatives of the NRC staff, System Energy Resources, Inc. (the applicant), and other interested persons regarding this matter. The Subcommittee will gather information, analyze relevant issues and facts, and formulate proposed positions and actions, as appropriate, for deliberation by the full Committee.

Members of the public desiring to provide oral statements and/or written comments should notify the Designated Federal Official, Dr. Medhat M. El-Zeftawy (telephone (301) 415-6889) five days prior to the meeting, if possible, so that appropriate arrangements can be made. Electronic recordings will be permitted.

Further information regarding this meeting can be obtained by contacting the Designated Federal Official between 7:30 a.m. and 4:15 p.m. (ET). Persons planning to attend this meeting are urged to contact the above named individual at least two working days prior to the meeting to be advised of any potential changes to the agenda.

Dated: April 27, 2005.

**Michael L. Scott,**

*Branch Chief, ACRS/ACNW.*

[FR Doc. E5-2173 Filed 5-3-05; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

### Notice of Opportunity To Comment on Model Safety Evaluation on Technical Specification Improvement for Combustion Engineering Plants to Risk-Inform Requirements Regarding Selected Required Action End States Using the Consolidated Line Item Improvement Process

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Request for comment.

**SUMMARY:** Notice is hereby given that the staff of the Nuclear Regulatory Commission (NRC) has prepared a model safety evaluation (SE) relating to changes in Combustion Engineering (CE) plant required action end state requirements in technical specifications (TS). The NRC staff has also prepared a model no-significant-hazards-consideration (NSHC) determination relating to this matter. The purpose of these models is to permit the NRC to efficiently process amendments that propose to adopt technical specifications changes, designated as TSTF-422, related to Topical Report CE NPSD-1186, Rev. 00, "Technical Justification for the Risk Informed Modification to Selected Required Action End States for CEOW PWRs," which was approved by an NRC SE dated July 17, 2001. Licensees of CE nuclear power reactors to which the models apply could then request amendments, confirming the applicability of the SE and NSHC determination to their reactors. The NRC staff is requesting comment on the model SE and model NSHC determination prior to announcing their availability for referencing in license amendment applications.

**DATES:** The comment period expires June 3, 2005. Comments received after this date will be considered if it is practical to do so, but the Commission is able to ensure consideration only for comments received on or before this date.

**ADDRESSES:** Comments may be submitted either electronically or via U.S. mail. Submit written comments to Chief, Rules and Directives Branch, Division of Administrative Services, Office of Administration, Mail Stop: T-6 D59, U.S. Nuclear Regulatory

Commission, Washington, DC 20555-0001. Hand deliver comments to: 11545 Rockville Pike, Rockville, Maryland, between 7:45 a.m. and 4:15 p.m. on Federal workdays. Copies of comments received may be examined at the NRC's Public Document Room, 11555 Rockville Pike (Room O-1F21), Rockville, Maryland. Comments may be submitted by electronic mail to [CLIP@nrc.gov](mailto:CLIP@nrc.gov).

**FOR FURTHER INFORMATION CONTACT:** Tom Boyce, Mail Stop: O-12H4, Division of Inspection Program Management, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone 301-415-0184.

### SUPPLEMENTARY INFORMATION:

#### Background

Regulatory Issue Summary 2000-06, "Consolidated Line Item Improvement Process for Adopting Standard Technical Specifications Changes for Power Reactors," was issued on March 20, 2000. The consolidated line item improvement process (CLIP) is intended to improve the efficiency of NRC licensing processes, by processing proposed changes to the standard technical specifications (STS) in a manner that supports subsequent license amendment applications. The CLIP includes an opportunity for the public to comment on proposed changes to the STS after a preliminary assessment by the NRC staff and finding that the change will likely be offered for adoption by licensees. This notice solicits comment on a proposed change to the STS that allows changes in CE plant required action end state requirements in technical specifications, if risk is assessed and managed. The CLIP directs the NRC staff to evaluate any comments received for a proposed change to the STS and to either reconsider the change or announce the availability of the change for adoption by licensees. Licensees opting to apply for this TS change are responsible for reviewing the staff's evaluation, referencing the applicable technical justifications, and providing any necessary plant-specific information. Each amendment application made in response to the notice of availability will be processed and noticed in accordance with applicable NRC rules and procedures.

This notice involves the changes in CE plant required action end state requirements in TS, if risk is assessed and managed. The change was proposed in Topical Report CE NPSD-1186, Rev. 00, "Technical Justification for the Risk Informed Modification to Selected