

In accordance with 10 CFR 2.309(g), a request for hearing and/or petition for leave to intervene may also address the selection of the hearing procedures, taking into account the provisions of 10 CFR 2.310.

### III. Further Information

Documents related to this action, including the application for amendment and supporting documentation, are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this site, you can access the NRC's Agencywide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The ADAMS accession numbers for the documents related to this notice are:

Submittal Letter dated May 19, 2008 .....	ML081550532
Building 1103A Area DP, Rev. 0 .....	ML081550541
Building 1103A Area DP Rev. 0, App. A, License No. SMB-141 .....	ML081550549
Building 1103A Area DP Rev. 0, App. B, Characterization Report .....	ML081550553
Building 1103A Area DP Rev. 0, App. C, Determination of DCGLs .....	ML081550557
Building 1103A Area DP Rev. 0, App. D, Final Status Survey Plan .....	ML081550561

If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). These documents may also be viewed electronically on the public computers located at the NRC's PDR, O 1 F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents for a fee.

Dated at Region I, 475 Allendale Road, King of Prussia, PA, this 10th day of September, 2008.

For the Nuclear Regulatory Commission.

**James P. Dwyer,**

*Chief, Commercial and R&D Branch, Division of Nuclear Materials Safety, Region I.*

[FR Doc. E8-21655 Filed 9-16-08; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 030-16045]

### Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment Request to Byproduct Materials License 45-09599-01 for the Old Dominion University, Norfolk, VA

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Issuance of Environmental Assessment and Finding of No Significant Impact for License Amendment.

#### FOR FURTHER INFORMATION CONTACT:

Thomas Thompson, Senior Health Physicist, Commercial and R&D Branch, Division of Nuclear Materials Safety, Region I, 475 Allendale Road, King of Prussia, PA 19406. Telephone: (610) 337-5303; fax number: (610) 337-5269; e-mail: [TKT@nrc.gov](mailto:TKT@nrc.gov).

#### SUPPLEMENTARY INFORMATION:

#### I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) is considering the issuance of a license renewal to Materials License No. 45-09599-01. This license is held by Old Dominion University (Licensee) in Norfolk, Virginia. As part of its license renewal, the Licensee has requested an exemption from the requirement in 10 CFR 30.32(g) to list sealed sources by their manufacturer and model number as registered under the provisions of 10 CFR 32.210. The Licensee requested this exemption in a letter dated December 13, 2005. The NRC has prepared an Environmental Assessment (EA) in support of this proposed action in accordance with the requirements of Title 10, Code of Federal Regulations (CFR), Part 51 (10 CFR Part 51). Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate with respect to the proposed action. The license renewal, including the approval of the exemption request, will be issued to the Licensee following the publication of this FONSI and EA in the **Federal Register**.

#### II. Environmental Assessment

##### Identification of Proposed Action

The proposed action would renew License No. 45-09599-01, including approval of the Licensee's request for exemption submitted on December 13, 2005. License No. 45-09599-01 was issued on September 11, 1979, pursuant to 10 CFR Parts 30, 40, and 70, and has

been amended periodically since that time. This license authorized the Licensee for research and development as defined in 10 CFR 30.4, animal studies, teaching and training of students, and calibration and checking of the licensee's instruments.

On October 11, 2005, the Licensee submitted its renewal application for License No. 45-09599-01. In a letter dated December 13, 2005, submitted in response to an inquiry from the NRC, the Licensee requested an exemption from the requirement in 10 CFR 30.32(g) to list sealed sources by their manufacturer and model number as registered under the provisions of 10 CFR 32.210. In requesting this exemption, the Licensee stated that one of the sources in its inventory is a custom-made encapsulated sealed source containing 60 mCi of Eu-155 which has been in its possession since 1982 and has no model number.

##### Need for the Proposed Action

The licensee has possessed and used this custom source safely for many years. This exemption is needed to authorize the Licensee to continue to possess this source.

##### Technical Analysis of the Proposed Action

10 CFR 30.11(a) states that the Commission may grant such exemptions from the requirements of the regulations as it determines are authorized by law and will not endanger life or property or the common defense and security and are otherwise in the public interest. The NRC staff has analyzed the Licensee's request to be authorized to receive and take possession of sealed sources and devices which have not been registered with the NRC under 10 CFR 32.210 or with an Agreement State. The NRC staff considered that the Licensee is qualified by sufficient training and experience and has sufficient facilities and equipment to handle these sources and devices. Furthermore, NRC inspections have evaluated the Licensee's performance and determined that the Licensee has safely handled this unregistered source for many years. Accordingly, the NRC staff has concluded that granting this exemption is authorized by law, will not endanger life or property or the common defense and security, and is in the public interest.

##### Environmental Impacts of the Proposed Action

The proposed action is largely administrative in nature. Approving this exemption will have no environmental impact.

### *Environmental Impacts of the Alternatives to the Proposed Action*

Due to the largely administrative nature of the proposed action, its environmental impacts are small. Additionally, denying the exemption request would result in no change in current environmental impacts. The environmental impacts of the proposed action and the no-action alternative are therefore similar, and the no-action alternative is accordingly not further considered.

### *Conclusion*

The NRC staff has concluded that the proposed action will not significantly impact the quality of the human environment; the NRC staff concludes that the proposed action is the preferred alternative.

### *Agencies and Persons Consulted*

The NRC staff has determined that the proposed action is of a procedural nature, and will not affect listed species or critical habitat. Therefore, no further consultation is required under Section 7 of the Endangered Species Act. The NRC staff has also determined that the proposed action is not the type of activity that has the potential to cause effects on historic properties. Therefore, no further consultation is required under Section 106 of the National Historic Preservation Act.

### **III. Finding of No Significant Impact**

The NRC staff has prepared this EA in support of the proposed action. On the basis of this EA, the NRC finds that there are no significant environmental impacts from the proposed action, and that preparation of an environmental impact statement is not warranted. Accordingly, the NRC has determined that a Finding of No Significant Impact is appropriate.

### **IV. Further Information**

Documents related to this action, including the application for exemption and supporting documentation, are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this site, you can access the NRC's Agencywide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The documents related to this action are listed below, along with their ADAMS accession numbers.

1. Licensee letter dated December 13, 2005 [ML053530318]

If you do not have access to ADAMS, or if there are problems in accessing the documents located in ADAMS, contact

the NRC Public Document Room (PDR) Reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov). These documents may also be viewed electronically on the public computers located at the NRC's PDR, O1 F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents for a fee.

Dated at Region I, 475 Allendale Road, King of Prussia this 10th day of September 2008.

For the Nuclear Regulatory Commission.

**James P. Dwyer,**

*Chief, Commercial and R&D Branch, Division of Nuclear Materials Safety, Region I.*

[FR Doc. E8-21654 Filed 9-16-08; 8:45 am]

**BILLING CODE 7590-01-P**

### **NUCLEAR REGULATORY COMMISSION**

#### **Advisory Committee on Reactor Safeguards (ACRS); Subcommittee Meeting on Materials, Metallurgy & Reactor Fuels; Notice of Meeting**

The ACRS Subcommittee on Materials, Metallurgy & Reactor Fuels will hold a meeting on October 1, 2008, at 11545 Rockville Pike, Rockville, Maryland, Room T-2B3.

The meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows:

**Wednesday October 1, 2008—8:30 a.m.—5 p.m.**

The Subcommittee will receive a briefing on the proposed rule amendment to 10 CFR 50.61, "Alternate Fracture Toughness Requirements for Protection Against Pressurized Thermal Shock Events." The Subcommittee will hear presentations by and hold discussions with representatives of the NRC staff 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 Officer, Mr. Michael Benson (Telephone: 301-415-6396) 5 days prior to the meeting, if possible, so that appropriate arrangements can be made. Electronic recordings will be permitted only during those portions of the meeting that are open to the public. Detailed procedures for the conduct of and participation in ACRS meetings

were published in the **Federal Register** on September 26, 2007 (72 FR 54695).

Further information regarding this meeting can be obtained by contacting the Designated Federal Official between 7 a.m. and 5 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: *September 9, 2008.*

**Cayetano Santos,**

*Chief, Reactor Safety Branch A, ACRS.*

[FR Doc. E8-21666 Filed 9-16-08; 8:45 am]

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### **OFFICE OF MANAGEMENT AND BUDGET**

#### **Compliance Assistance Resources and Points of Contact Available to Small Businesses**

**AGENCY:** Office of Management and Budget, Executive Office of the President.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Small Business Paperwork Relief Act of 2002 (44 U.S.C. 3520), the Office of Management and Budget (OMB) is publishing a "list of the compliance assistance resources available to small businesses" and a list of the points of contacts in agencies "to act as a liaison between the agency and small business concerns" with respect to the collection of information and the control of paperwork. This information is posted on the following Web site: <http://www.business.gov/contacts/federal/>.

**FOR FURTHER INFORMATION CONTACT:** Wendy Liberante, Office of Information and Regulatory Affairs, Office of Management and Budget; e-mail: [wliberante@omb.eop.gov](mailto:wliberante@omb.eop.gov); telephone: (202) 395-3647. Inquiries may be submitted by facsimile to (202) 395-5167.

**SUPPLEMENTARY INFORMATION:** The Small Business Paperwork Relief Act of 2002 (Pub. L. 107-198) requires OMB to "publish in the **Federal Register** and make available on the Internet (in consultation with the Small Business Administration) on an annual basis a list of the compliance assistance resources available to small businesses" (44 U.S.C. 3504(c)(6)). OMB has, with the assistance and support of the Small Business Administration (SBA) and the Business Gateway Program, assembled a list of the compliance assistance resources available to small businesses. This list is available today on the