DEPARTMENT OF LABOR
Employment and Training
Administration

[TA–W–71,014]

Jeld-Wen, Inc., Hawkins Window Division, Including On-Site Leased
Workers of Nicolet Staffing, Hawkins, WI; Notice of Negative Determination
on Reconsideration

On December 3, 2009, the Department issued an Affirmative Determination Regarding Application for
Reconsideration for the workers and former workers of the subject firm. The Department’s Notice of determination
was published in the Federal Register on December 11, 2009 (74 FR 65790).

The initial investigation resulted in a denial based on the findings that subject
firm and customer imports of wood- and aluminum-clad windows and patio
doors did not contribute to worker group separations and that the subject
firm neither shifted to, nor acquired from, a foreign country the production
of like or directly competitive articles.

In the request for reconsideration, the petitioners requested that additional
customer surveys be conducted.

During the reconsideration investigation, the Department conducted a survey of six additional
major declining customers of the subject
firm regarding their purchases of wood-
and aluminum-clad windows and patio
doors during 2007, 2008, January
through April 2009. The survey
 included one customer who accounted
for 17 percent of the subject firm’s total
sales during 2007 and 2008, and another
customer who accounted for 14 percent
of the subject firm’s total sales during
January through May 2009. In total, the
surveyed accounted for 91 percent of
the decline in total subject firm sales from
2007 to 2008, and 20 percent of the
decline in total subject firm sales during
January through April 2009 as compared
with the same four months in 2008.

The survey conducted during the reconsideration investigation revealed
negligible customer imports of wood-
and aluminum-clad windows and patio
doors during 2007, 2008, and during
January through April 2009.

Conclusion
After reconsideration, I affirm the original notice of negative
determination of eligibility to apply for worker adjustment assistance for

DEPARTMENT OF LABOR
Employee Benefits Security
Administration

Advisory Council on Employee Welfare and Pension Benefit Plans;
Nominations for Vacancies

Section 512 of the Employee
Retirement Income Security Act of 1974
(ERISA), 88 Stat. 895, 29 U.S.C. 1142,
provides for the establishment of an
Advisory Council on Employee Welfare and Pension Benefit Plans (the Council),
which is to consist of 15 members to be appointed by the Secretary of Labor (the Secretary) as follows: three
representatives of employee organizations (at least one of whom shall be a representative of an
organization whose members are participants in a multiemployer plan); three representatives of employers (at least one of whom shall be a
representative of employers maintaining or contributing to multiemployer plans); one representative each from the fields
of insurance, corporate trust, actuarial counseling, investment counseling, investment management, and
accounting; and three representatives from the general public (one of whom shall be a person representing those receiving benefits from a pension plan).

No more than eight members of the Council shall be members of the same
political party.

Members shall be persons qualified to
appraise the programs instituted under
ERISA. Appointments are for terms of
three years. The prescribed duties of the Council are to advise the Secretary with respect to the carrying out of his or her functions under ERISA, and to submit to the Secretary, or his or her designee, recommendations with respect thereto. The Council will meet at least four
times each year.

The terms of five members of the Council expire on November 14, 2010. The groups or fields they represent are as
follows: (1) Employee organizations (representing an organization whose members are participants in a
multiemployer plan); (2) employers (representing employers maintaining or contributing to multiemployer plans); (3) accounting; (4) insurance; and (5) the general public. The Department of Labor is committed to equal opportunity in the workplace and seeks a broad-based and diverse ERISA Advisory Council.

Accordingly, notice is hereby given that any person or organization desiring to recommend one or more individuals for appointment to the Advisory Council on Employee Welfare and Pension Benefit Plans, to represent any of the groups or fields specified in the preceding paragraph, may submit recommendations to Larry Good, ERISA Advisory Council Executive Secretary, Frances Perkins Building, U.S. Department of Labor, 200 Constitution Avenue, NW., Suite N–5623, Washington, DC 20210, or to good.larry@dol.gov. Recommendations must be submitted on or before
September 17, 2010. Recommendations may be in the form of a letter, resolution or petition, signed by the person making the recommendation or, in the case of a recommendation by an organization, by an authorized representative of the organization. Recommendations should include the position for which the nominee is recommended and the nominee’s full name, mailing address, phone number, and e-mail address. The recommendation also must state that the candidate will accept appointment to the Council if offered.

Nominees will be contacted to provide information on their political affiliation and their status as registered
lobbyists. Nominees should be aware of the time commitment for attending meetings and actively participating in the work of the Council. Historically, this has meant a commitment of 15–20
days per year.

Michael L. Davis,
Deputy Assistant Secretary, Employee Benefits Security Administration.

NUCLEAR REGULATORY COMMISSION

[NRC–2010–0265]

Draft Regulatory Guide: Issuance, Availability

AGENCY: Nuclear Regulatory Commission.

FOR FURTHER INFORMATION CONTACT:
Tamara D. Powell, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, telephone: (301) 492–3211 or e-mail Tamara.Powell@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) is issuing for public comment a draft guide in the agency’s “Regulatory Guide” series. This series was developed to describe and make available to the public such information as methods that are acceptable to the NRC staff for implementing specific parts of the NRC’s regulations, techniques that the staff uses in evaluating specific problems or postulated accidents, and data that the staff needs in its review of applications for permits and licenses.

The draft regulatory guide (DG), entitled, “Nuclear Criticality Safety Standards for Fuels and Material Facilities,” is temporarily identified by its task number, DG–3030, which should be referenced in all related correspondence. DG–3030 is proposed Revision 2 of Regulatory Guide 3.71, dated October 2005.

Draft regulatory guide DG–3030 provides applicants, licensees and certificate holders with updated guidance concerning criticality safety standards that the U.S. Nuclear Regulatory Commission (NRC) has endorsed for use with nuclear fuels and material facilities. As such, DG–3030 describes methods that the NRC staff considers acceptable for complying with the NRC’s regulations in Title 10, of the Code of Federal Regulations, parts 70, “Domestic Licensing of Special Nuclear Material,” and 76, “Certification of Gaseous Diffusion Plants” (10 CFR parts 70 and 76).

Pursuant to 10 CFR 70.20, a specific license is required to acquire, deliver, receive, possess, use, transfer, import, or export special nuclear material, and applications for such licenses must, pursuant to 10 CFR 70.22(a)(8), include proposed procedures to avoid nuclear criticality accidents. Similarly, 10 CFR part 76 certificate holders are required by 10 CFR 76.87(c) to include in their technical safety requirements procedures and/or equipment that address criticality prevention.

The NRC staff has developed DG–3030 to provide guidance on complying with these portions of the NRC’s regulations. DG–3030 describes procedures for preventing nuclear criticality accidents in operations that involve handling, processing, storing, and/or transporting special nuclear material at fuel and material facilities.


II. Further Information

The NRC staff is soliciting comments on DG–3030. Comments may be accompanied by relevant information or supporting data and should mention DG–3030 in the subject line. Comments submitted in writing or in electronic form will be made available to the public in their entirety through the NRC’s Agencywide Documents Access and Management System (ADAMS).

Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want publicly disclosed. The NRC requests that any party soliciting or aggregating comments received from other persons for submission to the NRC inform those persons that the NRC will not edit their comments to remove any identifying or contact information, and therefore, they should not include any information in their comments that they do not want publicly disclosed. You may submit comments by any of the following methods:


3. Fax comments to: Rules, Announcements, and Directives Branch, Office of Administration, U.S. Nuclear Regulatory Commission at (301) 492–3446.

Comments would be most helpful if received by September 29, 2010. Comments received after that date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, comments and suggestions in connection with items for inclusion in guides, methods being developed or improvements in all published guides are encouraged at any time.

Requests for technical information about DG–3030 may be directed to the NRC contact, Tamara D. Powell at (301) 492–3211 or e-mail Tamara.Powell@nrc.gov.

Electronic copies of DG–3030 are available through the NRC’s public Web site under Draft Regulatory Guides in the “Regulatory Guides” collection of the NRC’s Electronic Reading Room at http://www.nrc.gov/reading-rm/doc-collections/. Electronic copies are also available in ADAMS (http://www.nrc.gov/reading-rm/adams.html), under Accession No. ML100950065. The regulatory analysis may be found in ADAMS under Accession No. ML101440446.

In addition, regulatory guides are available for inspection at the NRC’s Public Document Room (PDR) located at 11555 Rockville Pike, Rockville, Maryland. The PDR’s mailing address is USNRC PDR, Washington, DC 20555–0001. The PDR can also be reached by telephone at (301) 415–4737 or (800) 397–4205, by fax at (301) 415–3548, and by e-mail to pdr.resource@nrc.gov.

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Dated at Rockville, Maryland, this 22nd day of July 2010.

For the Nuclear Regulatory Commission.

Harriet Karagiannis,
Acting Chief, Regulatory Guide Development Branch, Division of Engineering, Office of Nuclear Regulatory Research.

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BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

[NRC–2010–0267]

Notice of Public Workshop on a Potential Rulemaking for Spent Nuclear Fuel Reprocessing Facilities

AGENCY: Nuclear Regulatory Commission (NRC).

ACTION: Notice of Public Workshop.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) plans to conduct two public workshops to solicit public input on major issues associated with the development of a regulatory basis document that, if necessary, will form the basis of a potential rulemaking for spent nuclear fuel reprocessing facilities. The public workshops are intended to solicit the views of representatives of interests that may be affected by a potentially rulemaking for reprocessing facilities. Members of the public are invited to provide written