

the Renewed Facility Operating Licenses.

*Date of Initial Notice in Federal Register:* December 7, 2010 (75 FR 76047). The supplemental letters contain clarifying information, did not change the scope of the license amendment request, did not change the NRC staff's initial proposed finding of no significant hazards consideration determination, and did not expand the scope of the original **Federal Register** notice.

The Commission's related evaluation of the amendment is contained in a safety evaluation dated August 31, 2011.

*No Significant Hazards Consideration Comments Received:* No.

*Virginia Electric and Power Company, et al., Docket Nos. 50-280 and 50-281, Surry Power Station, Units 1 and 2, Surry County, Virginia*

*Date of Application for Amendment:* July 12, 2010, as supplemented by letters dated August 5, 2010, September 23, 2010, November 10, 2010, December 13, 2010, April 4, 2011, and May 17, 2011.

*Brief Description of Amendment:* The amendments approve the cyber security plan (CSP) and associated implementation schedule, and revises the license condition regarding physical protection to reflect such approval. The amendments specify that the licensee fully implement and maintain in effect all provisions of the Commission-approved CSP as required by 10 CFR 73.54.

*Date of Issuance:* August 31, 2011.

*Effective Date:* These license amendments are effective as of the date of issuance. The implementation of the CSP, including the key intermediate milestone dates and the full implementation date, shall be in accordance with the implementation schedule submitted by the licensee on April 4, 2011, and approved by the NRC staff with this license amendment. All subsequent changes to the NRC-approved CSP implementation schedule will require prior NRC approval pursuant to 10 CFR 50.90.

*Amendment Nos.:* 276 (for Unit 1) and 276 (for Unit 2)

*Facility Operating License Nos. DPR-32 and DPR-37:* The amendments revised the Renewed Facility Operating License.

*Date of initial notice in Federal Register:* December 7, 2010 (75 FR 76047). The supplemental letters contain clarifying information did not change the scope of the license amendment request, did not change the NRC staff's initial proposed finding of no significant hazards consideration

determination, and did not expand the scope of the original **Federal Register** notice.

The Commission's related evaluation of the amendment is contained in a safety evaluation dated August 31, 2011.

*No Significant Hazards Consideration Comments Received:* No.

Dated at Rockville, Maryland, this 22nd day of September 2011.

For the Nuclear Regulatory Commission.

**Joseph G. Gütter,**

*Director, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. 2011-25492 Filed 10-3-11; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

**[Docket Nos. 52-12-COL and 52-13-COL; ASLBP No. 09-885-08-COL-BD01]**

### Atomic Safety and Licensing Board; In the Matter of Nuclear Innovation North America LLC (South Texas Project Units 3 and 4); Evidentiary Hearing to Receive Testimony and Exhibits Regarding the Application

September 28, 2011.

Before Administrative Judges: Michael M. Gibson, Chairman, Gary S. Arnold, Dr. Randall J. Charbeneau.

#### Notice

#### (Notice of Hearing and Opportunity to Submit Written Limited Appearance Statements)

On October 31, 2011, the Atomic Safety and Licensing Board will convene an evidentiary hearing to receive testimony and exhibits regarding the application of Nuclear Innovation North America LLC (NINA) for combined licenses for the construction and operation of two new nuclear reactor units on an existing site near Bay City, Texas. In addition, in accordance with 10 CFR 2.315(a), the Board will entertain written limited appearance statements from members of the public in connection with this proceeding. Finally, the Board gives notice that it may hold oral argument on a new contention proposed by intervenors<sup>1</sup> related to the Fukushima Dai-ichi accident.

#### A. Matters to be Considered at Evidentiary Hearing

This evidentiary hearing will consider an environmental contention originally

<sup>1</sup> Intervenors are the Sustainable Energy and Economic Development Coalition, the South Texas Association for Responsible Energy, and Public Citizen.

scheduled to be heard in August 2011. The Board deferred—without objection by NINA or Staff—hearing this contention in August 2011 because intervenors' expert witness was unavailable as a result of a medical emergency. This contention, referred to as DEIS-1-G, relates to accounting for energy efficient building code rules in the assessment of a need for power.

#### B. Date, Time, and Location of Evidentiary Hearing

The Board will conduct this evidentiary hearing<sup>2</sup> beginning at 9:30 a.m., Eastern Daylight Time (EDT) on Monday, October 31, 2011, at the Atomic Safety and Licensing Board Panel Hearing Room, Two White Flint North Building, Third Floor, Room T-3B45, 11545 Rockville Pike, Rockville, Maryland. The hearing will continue day-to-day until concluded.

Any members of the public who plan to attend the evidentiary hearing are advised that security measures will be employed at the entrance to the facility, including searches of hand-carried items such as briefcases or backpacks.

#### C. Submitting Written Limited Appearance Statements

As provided in 10 CFR 2.315(a), any person (other than a party or the representative of a party to this proceeding) may submit a written statement setting forth his or her position on matters of concern relating to this proceeding. Although these statements do not constitute testimony or evidence, they nonetheless may help the Board or the parties in their consideration of the issues in this proceeding.

A written limited appearance statement may be submitted at any time and should be sent to the Office of the Secretary using one of the methods prescribed below:

*Mail:* Office of the Secretary, Rulemakings and Adjudications Staff, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

*Fax:* (301) 415-1101 (verification (301) 415-1966).

*E-mail:* [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov).

In addition, using the same method of service, a copy of the written limited appearance statement should be sent to the Chairman of this Licensing Board as follows:

*Mail:* Administrative Judge Michael M. Gibson, Atomic Safety and Licensing Board Panel, Mail Stop T-3 F23, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

<sup>2</sup> NINA, NRC Staff, and Intervenors will be parties to the hearing and will present witnesses and evidentiary material.

Fax: (301) 415-5599 (verification  
(301) 415-7332).

E-mail: [Michael.Gibson@nrc.gov](mailto:Michael.Gibson@nrc.gov) and  
[Jonathan.Eser@nrc.gov](mailto:Jonathan.Eser@nrc.gov).

#### D. Notice of Oral Argument

The Board may hold oral argument on intervenors' newly proffered Fukushima-related contention immediately after the conclusion of the evidentiary hearing. As with hearing attendance, members of the public are welcome to attend oral argument, subject to facility security protocol.

#### E. Availability of Documentary Information Regarding the Proceeding

NINA's application and various Staff documents relating to the application are available on the NRC Web site at <http://www.nrc.gov/reactors/new-reactors/col/south-texas-project.html>.

These and other documents relating to this proceeding are available for public inspection at the Commission's Public Document Room, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, MD 20852, or electronically from the publicly available records 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). Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC Public Document Room reference staff by telephone at (800) 397-4209 or (301) 415-4737 (available between 8 a.m. and 4 p.m., Eastern Time (E.T.), Monday through Friday except federal holidays), or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

It is so ordered.

September 28, 2011.

For the Atomic Safety and Licensing Board.

Michael M. Gibson,  
Administrative Judge.

[FR Doc. 2011-25488 Filed 10-3-11; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[NRC-2011-0233]

### Draft Nuclear Regulatory Commission Fiscal Year 2012-2016 Strategic Plan

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Draft NUREG; request for comment.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is announcing the

availability of and requesting comment on draft NUREG-1614, Volume 5. "U.S. Nuclear Regulatory Commission, FY 2012-2016 Strategic Plan," dated September 2011. The NRC's draft FY 2012-2016 strategic plan describes the agency's mission and strategic objective, which remain unchanged. The NRC's priority continues to be ensuring the adequate protection of public health and safety, and promoting the common defense and security.

**DATES:** Submit comments on the draft strategic plan by November 2, 2011. Comments received after the above date will be considered if it is practical to do so, but the NRC is able to assure consideration only for comments received on or before this date.

**ADDRESSES:** Please include Docket ID NRC-2011-0233 in the subject line of your comments. For additional instructions on submitting comments and instructions on accessing documents related to this action, see "Submitting Comments and Accessing Information" in the **SUPPLEMENTARY INFORMATION** section of this document. You may submit comments by any one of the following methods:

- **Federal Rulemaking Web Site:** Go to <http://www.regulations.gov> and search for documents filed under Docket ID NRC-2011-0233. Address questions about NRC dockets to Carol Gallagher, telephone: 301-492-3668; e-mail: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

- **Mail comments to:** Cindy Bladey, Chief, Rules, Announcements, and Directives Branch (RADB), Office of Administration, Mail Stop: TWB-05-B01M, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

- **Fax comments to:** RADB at 301-492-3446.

#### SUPPLEMENTARY INFORMATION:

#### Submitting Comments and Accessing Information

Comments submitted in writing or in electronic form will be posted on the NRC Web site and on the Federal rulemaking Web site, <http://www.regulations.gov>. 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 to be 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 can access publicly available documents related to this document using the following methods:

- **NRC's Public Document Room (PDR):** The public may examine and have copied, for a fee, publicly available documents at the NRC's PDR, O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

- **NRC's Agencywide Documents Access and Management System (ADAMS):** Publicly available documents created or received at the NRC are available online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of the NRC's public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC's 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). The draft strategic plan is available electronically under ADAMS Accession No. ML11270A135.

- **Federal Rulemaking Web Site:** Public comments and supporting materials related to this notice can be found at <http://www.regulations.gov> by searching on Docket ID NRC-2011-0233. Some publications in the NUREG series that are posted at NRC's Web site address <http://www.nrc.gov/reading-rm/doc-collections> are updated regularly and may differ from the last printed version.

#### FOR FURTHER INFORMATION CONTACT:

James E. Coyle, Planning and Performance Management Branch, Division of Planning and Budget, Office of the Chief Financial Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-6087, e-mail: [James.Coyle@nrc.gov](mailto:James.Coyle@nrc.gov).

#### Background

The Government Performance and Results Act Modernization Act of 2010 (GRPAMA) requires that an agency's strategic plan be updated for submission to the Congress and the President every four years. The NRC is developing a new strategic plan for FY 2012-2016 to replace the agency's existing strategic plan.

The NRC's draft FY 2012-2016 strategic plan describes the agency's mission and strategic objective, which remain unchanged. The NRC's priority continues to be ensuring the adequate protection of public health and safety,