

effective upon SCE&G's receipt of NRC's termination letter, dated March 6, 2019 (ADAMS Accession No. ML18198A299).

Dated at Rockville, Maryland, this 8th day of March 2019.

For the Nuclear Regulatory Commission.

**Chandulal P. Patel,**

*Acting Chief, Licensing Branch 2, Division of Licensing, Siting, and Environmental Analysis, Office of New Reactors.*

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## NUCLEAR REGULATORY COMMISSION

[License Docket No. 040-08907; Docket ID NRC-2019-0026]

### United Nuclear Corporation Church Rock Project

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** License amendment application; opportunity to request a hearing and to petition for leave to intervene.

**SUMMARY:** On September 24, 2018, United Nuclear Corporation (UNC) requested an amendment to its reclamation plan for its Uranium Mill site near Gallup, New Mexico. UNC is a wholly owned indirect subsidiary corporation of the General Electric Company (GE). This amendment, if granted, would allow construction of a repository for mine-impacted soil. This mine waste would be removed from the Northeast Church Rock Mine Site and transported to be placed in the repository, located on and beside the existing Tailings Disposal Area.

**DATES:** A request for a hearing or petition for leave to intervene must be filed by May 13, 2019.

**ADDRESSES:** Please refer to Docket ID NRC-2019-0026, when contacting the NRC about the availability of information regarding this document. You may obtain publicly-available information related to this document using any of the following methods:

- *Federal Rulemaking Website:* Go to <http://www.regulations.gov> and search for Docket ID NRC-2019-0026. Address questions about NRC Docket IDs in *Regulations.gov* to Krupskaya Castellon; telephone: 301-287-9221; email: [Krupskaya.Castellon@nrc.gov](mailto:Krupskaya.Castellon@nrc.gov). For technical questions, contact the individual(s) listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly-available documents online in the

ADAMS Public Documents collection at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in this document. General Electric United Nuclear Corporation License Amendment Request (ADAMS Accession Numbers ML18360A424 and ML18267A235).

- *NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

#### FOR FURTHER INFORMATION CONTACT:

James Smith, Office of Nuclear Material Safety and Safeguards, telephone: 301-415-6103, email: [James.Smith@nrc.gov](mailto:James.Smith@nrc.gov) and Ashley Waldron, Office of Nuclear Material Safety and Safeguards, telephone: 301-415-7317, email: [Ashley.Waldron@nrc.gov](mailto:Ashley.Waldron@nrc.gov). Both are staff of the U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

On September 24, 2018, UNC, through its parent, GE, requested an amendment to its reclamation plan at the UNC Church Rock Uranium Mill site, (ADAMS Package Accession Numbers ML18360A424 and ML18267A235).

License Number SUA-1475 authorizes the licensee to possess byproduct material in the form of uranium waste tailings and other byproduct wastes generated by the licensee's past milling operations located in Gallup, New Mexico. This amendment, if granted, would allow the construction of a Repository for mine-impacted soil and debris on and around the licensed mill tailings disposal area. Mine waste would be removed from the Northeast Church Rock Mine Site and placed in the Repository, located on the existing tailings disposal area.

An NRC administrative completeness review found the application acceptable for a technical review (ADAMS Accession No. ML19007A126). Prior to deciding whether to approve the proposed revision to the reclamation plan, the NRC will need to make the findings required by the Atomic Energy Act of 1954, as amended (the Act) and other applicable statutory requirements, and the NRC's regulations. The NRC's

findings will be documented in a safety evaluation report and an environmental impact statement (EIS). The NRC already published a notice of intent to prepare an EIS. See United Nuclear Corporation (UNC) Church Rock Project, "Intent to prepare an environmental impact statement (EIS) and conduct a scoping process; request for comment," (84 FR 2935, February 8, 2019).

##### II. Opportunity To Request a Hearing and Petition for Leave To Intervene

Within 60 days after the date of publication of this notice, any persons (petitioner) whose interest may be affected by this action may file a request for a hearing and petition for leave to intervene (petition) with respect to the action. Petitions shall be filed in accordance with the Commission's "Agency Rules of Practice and Procedure" in 10 CFR part 2. Interested persons should consult a current copy of 10 CFR 2.309. The NRC's regulations are accessible electronically from the NRC Library on the NRC's website at <http://www.nrc.gov/reading-rm/doc-collections/cfr/>. Alternatively, a copy of the regulations is available at the NRC's Public Document Room, located at One White Flint North, Room O1-F21, 11555 Rockville Pike (first floor), Rockville, Maryland 20852. If a petition is filed, the Commission or a presiding officer will rule on the petition and, if appropriate, a notice of a hearing will be issued.

As required by 10 CFR 2.309(d), the petition should specifically explain the reasons why intervention should be permitted with particular reference to the following general requirements for standing: (1) The name, address, and telephone number of the petitioner; (2) the nature of the petitioner's right under the Act to be made a party to the proceeding; (3) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (4) the possible effect of any decision or order which may be entered in the proceeding on the petitioner's interest.

In accordance with 10 CFR 2.309(f), the petition must also set forth the specific contentions which the petitioner seeks to have litigated in the proceeding. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner must provide a brief explanation of the bases for the contention and a concise statement of the alleged facts or expert opinion which support the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide references to the specific

sources and documents on which the petitioner intends to rely to support its position on the issue. The petition must include sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions must be limited to matters within the scope of the proceeding. The contention must be one which, if proven, would entitle the petitioner to relief. A petitioner who fails to satisfy the requirements at 10 CFR 2.309(f) with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene. Parties have the opportunity to participate fully in the conduct of the hearing with respect to resolution of that party's admitted contentions, including the opportunity to present evidence, consistent with the NRC's regulations, policies, and procedures.

Petitions must be filed no later than 60 days from the date of publication of this notice. Petitions and motions for leave to file new or amended contentions that are filed after the deadline will not be entertained absent a determination by the presiding officer that the filing demonstrates good cause by satisfying the three factors in 10 CFR 2.309(c)(1)(i) through (iii). The petition must be filed in accordance with the filing instructions in the "Electronic Submissions (E-Filing)" section of this document.

A State or local governmental body, Federally-recognized Indian Tribe, or agency thereof, may submit a petition to the Commission to participate as a party under 10 CFR 2.309(h)(1). The petition should state the nature and extent of the petitioner's interest in the proceeding. The petition should be submitted to the Commission no later than 60 days from the date of publication of this notice. The petition must be filed in accordance with the filing instructions in the "Electronic Submissions (E-Filing)" section of this document, and should meet the requirements for petitions set forth in this section, except that under 10 CFR 2.309(h)(2), a State or local governmental body, or Federally-recognized Indian Tribe, or agency thereof, does not need to address the standing requirements in 10 CFR 2.309(d) if the facility is located within its boundaries. Alternatively, a State or local governmental body, Federally-recognized Indian Tribe, or agency thereof may participate as a non-party under 10 CFR 2.315(c).

If a hearing is granted, any person who is not a party to the proceeding and is not affiliated with or represented by

a party may, at the discretion of the presiding officer, be permitted to make a limited appearance pursuant to the provisions of 10 CFR 2.315(a). A person making a limited appearance may make an oral or written statement of his or her position on the issues but may not otherwise participate in the proceeding. A limited appearance may be made at any session of the hearing or at any prehearing conference, subject to the limits and conditions as may be imposed by the presiding officer. Details regarding the opportunity to make a limited appearance will be provided by the presiding officer if such sessions are scheduled.

### III. Electronic Submissions (E-Filing)

All documents filed in NRC adjudicatory proceedings, including a request for hearing and petition for leave to intervene (petition), any motion or other document filed in the proceeding prior to the submission of a request for hearing or petition to intervene, and documents filed by interested governmental entities that request to participate under 10 CFR 2.315(c), must be filed in accordance with the NRC's E-Filing rule (72 FR 49139; August 28, 2007, as amended at 77 FR 46562; August 3, 2012). The E-Filing process requires participants to submit and serve all adjudicatory documents over the internet, or in some cases, to mail copies on electronic storage media. Detailed guidance on making electronic submissions may be found in the Guidance for Electronic Submissions to the NRC and on the NRC website at <http://www.nrc.gov/site-help/e-submittals.html>. Participants may not submit paper copies of their filings unless they seek an exemption in accordance with the procedures described below.

To comply with the procedural requirements of E-Filing, at least 10 days prior to the filing deadline, the participant should contact the Office of the Secretary by email at [hearing.docket@nrc.gov](mailto:hearing.docket@nrc.gov), or by telephone at 301-415-1677, to (1) request a digital identification (ID) certificate, which allows the participant (or its counsel or representative) to digitally sign submissions and access the E-Filing system for any proceeding in which it is participating; and (2) advise the Secretary that the participant will be submitting a petition or other adjudicatory document (even in instances in which the participant, or its counsel or representative, already holds an NRC-issued digital ID certificate). Based upon this information, the Secretary will establish an electronic docket for the hearing in this proceeding

if the Secretary has not already established an electronic docket.

Information about applying for a digital ID certificate is available on the NRC's public website at <http://www.nrc.gov/site-help/e-submittals/getting-started.html>. Once a participant has obtained a digital ID certificate and a docket has been created, the participant can then submit adjudicatory documents. Submissions must be in Portable Document Format (PDF). Additional guidance on PDF submissions is available on the NRC's public website at <http://www.nrc.gov/site-help/electronic-sub-ref-mat.html>. A filing is considered complete at the time the document is submitted through the NRC's E-Filing system. To be timely, an electronic filing must be submitted to the E-Filing system no later than 11:59 p.m. Eastern Time on the due date. Upon receipt of a transmission, the E-Filing system time-stamps the document and sends the submitter an email notice confirming receipt of the document. The E-Filing system also distributes an email notice that provides access to the document to the NRC's Office of the General Counsel and any others who have advised the Office of the Secretary that they wish to participate in the proceeding, so that the filer need not serve the document on those participants separately. Therefore, applicants and other participants (or their counsel or representative) must apply for and receive a digital ID certificate before adjudicatory documents are filed so that they can obtain access to the documents via the E-Filing system.

A person filing electronically using the NRC's adjudicatory E-Filing system may seek assistance by contacting the NRC's Electronic Filing Help Desk through the "Contact Us" link located on the NRC's public website at <http://www.nrc.gov/site-help/e-submittals.html>, by email to [MSHD.Resource@nrc.gov](mailto:MSHD.Resource@nrc.gov), or by a toll-free call at 1-866-672-7640. The NRC Electronic Filing Help Desk is available between 9 a.m. and 6 p.m., Eastern Time, Monday through Friday, excluding government holidays.

Participants who believe that they have a good cause for not submitting documents electronically must file an exemption request, in accordance with 10 CFR 2.302(g), with their initial paper filing stating why there is good cause for not filing electronically and requesting authorization to continue to submit documents in paper format. Such filings must be submitted by: (1) First class mail addressed to the Office of the Secretary of the Commission, U.S. Nuclear Regulatory Commission,

Washington, DC 20555–0001, Attention: Rulemaking and Adjudications Staff; or (2) courier, express mail, or expedited delivery service to the Office of the Secretary, 11555 Rockville Pike, Rockville, Maryland 20852, Attention: Rulemaking and Adjudications Staff. Participants filing adjudicatory documents in this manner are responsible for serving the document on all other participants. Filing is considered complete by first-class mail as of the time of deposit in the mail, or by courier, express mail, or expedited delivery service upon depositing the document with the provider of the service. A presiding officer, having granted an exemption request from using E-Filing, may require a participant or party to use E-Filing if the presiding officer subsequently determines that the reason for granting the exemption from use of E-Filing no longer exists.

Documents submitted in adjudicatory proceedings will appear in the NRC's electronic hearing docket, which is available to the public at <https://adams.nrc.gov/ehd>, unless excluded pursuant to an order of the Commission or the presiding officer. If you do not have an NRC-issued digital ID certificate as described above, click "Cancel" when the link requests certificates and you will be automatically directed to the NRC's electronic hearing dockets where you will be able to access any publicly available documents in a particular hearing docket. Participants are requested not to include personal privacy information, such as social security numbers, home addresses, or personal phone numbers in their filings, unless an NRC regulation or other law requires submission of such information. For example, in some instances, individuals provide home addresses in order to demonstrate proximity to a facility or site. With respect to copyrighted works, except for limited excerpts that serve the purpose of the adjudicatory filings and would constitute a Fair Use application, participants are requested not to include copyrighted materials in their submissions.

Dated at Rockville, Maryland, this 7th day of March 2019.

For the Nuclear Regulatory Commission.

**Bo Pham,**

*Acting Division Director, Division of Decommissioning, Uranium Recovery, and Waste Programs, Office of Nuclear Material Safety and Safeguards.*

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## **NUCLEAR WASTE TECHNICAL REVIEW BOARD**

### **Notice of Workshop on Recent Advances in Repository Science and Operations From International Underground Research Laboratory Collaborations**

Pursuant to its authority under section 5051 of Public Law 100–203, Nuclear Waste Policy Amendments Act (NWPAA) of 1987, the U.S. Nuclear Waste Technical Review Board will hold a workshop on Wednesday, April 24, and Thursday, April 25, 2019, on recent advances in repository science and operations from international underground research laboratory (URL) collaborations. Several countries, including Belgium, Canada, Finland, France, Germany, Japan, Korea, Sweden, Switzerland, and the United States, have operated URLs to support the development of deep geologic repositories for the disposal of high-level radioactive waste (HLW) and spent nuclear fuel (SNF). URLs enable research and technology development activities to be conducted under conditions prototypical of repository environments. The workshop objectives are to review DOE research and development (R&D) activities that are underway or planned and to elicit information that will be useful to the Board in its review and to DOE in its implementation of those R&D activities. The discussions of international experiences will focus on unique learning opportunities and recent advances in the scientific understanding of the long-term performance, and the technology and operation, of geologic repositories for HLW and SNF based on studies that have been performed in URLs.

The workshop will be held at the Embassy Suites San Francisco Airport—Waterfront, 150 Anza Blvd., Burlingame, CA 94010. The hotel telephone number is (650) 342–4600. The workshop will begin on Wednesday, April 24, at 8:00 a.m. with a series of presentations on international URL programs, including those in France, Sweden, Switzerland, and the United Kingdom. These presentations will be followed by a facilitated panel discussion regarding international URL programs. Then DOE representatives will make a presentation giving an overview of DOE's geologic disposal R&D program and its integration with international URL research. The rest of the two-day workshop will include presentations on DOE's URL-related R&D activities, focusing on natural barriers, engineered barrier integrity,

hydrologic flow and radionuclide transport, and integrated system behavior. A poster session is scheduled immediately following the last presentation on the first day of the workshop. On the second day of the workshop, a final plenary session will identify key issues and lessons learned from URL R&D programs. The workshop is scheduled to end at approximately 5:00 p.m. on Thursday, April 25.

The workshop will be open to the public, and opportunities for public comment will be provided before the end of each day. Those wanting to speak are encouraged to sign the Public Comment Register at the check-in table; those wishing to speak will do so in the order in which they signed up. Depending on the number of people who sign up to speak, it may be necessary to set a time limit on individual remarks. However, written comments of any length may be submitted, and all comments received in writing will be included in the record of the workshop, which will be posted on the Board's website. The workshop will be webcast, and the link to the webcast will be available on the Board's website ([www.nwtrb.gov](http://www.nwtrb.gov)) a few days before the workshop. An archived version of the webcast will be available on the Board's website following the workshop. The transcript of the workshop will be available on the Board's website by July 31, 2019.

The Board was established in the Nuclear Waste Policy Amendments Act of 1987 as an independent federal agency in the Executive Branch to evaluate the technical and scientific validity of DOE activities related to the management and disposal of SNF and HLW and to provide objective expert advice to Congress and the Secretary of Energy on these issues. Board members are experts in their fields and are appointed to the Board by the President from a list of candidates submitted by the National Academy of Sciences. The Board reports its findings, conclusions, and recommendations to Congress and the Secretary of Energy. All Board reports, correspondence, congressional testimony, and meeting transcripts and related materials are posted on the Board's website.

For information on the workshop agenda, contact Bret Leslie: [leslie@nwtrb.gov](mailto:leslie@nwtrb.gov) or Roberto Pabalan: [pabalan@nwtrb.gov](mailto:pabalan@nwtrb.gov). For information on logistics, or to request copies of the workshop agenda or transcript, contact Davonya Barnes: [barnes@nwtrb.gov](mailto:barnes@nwtrb.gov). All three may be reached by mail at 2300 Clarendon Boulevard, Suite 1300, Arlington, VA 22201–3367; by