

would be stored in a new dry cask storage facility, which would be constructed even if the EPU were not approved. Therefore, the proposed EPU would not have significant environmental impacts.

#### *Alternative Use of Resources*

This action does not involve the use of any resources not previously considered in the SEIS (NRC 2005).

#### *Agencies and Persons Consulted*

In accordance with its stated policy, on August 7, 2006, the NRC staff consulted with the Alabama State official, Mr. Kirk Whatley, of the Office of Radiation Control, regarding the environmental impacts of the proposed action. The State official had no comments.

#### **Finding of No Significant Impact**

On the basis of the EA, the Commission concludes that the proposed action would not have a significant effect on the quality of the human environment. Accordingly, the Commission has determined not to prepare an Environmental Impact Statement for the proposed action.

For further details with respect to the proposed action, see the licensee's applications dated June 25 and June 28, 2004, as supplemented by letters dated August 23, 2004, February 23, April 25, June 6, and December 19, 2005, February 1 and 28, March 7, 9, 23, and 31, April 13, May 5 and 11, June 12, 15, 23 and 27, and July 21, 2006. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC PDR Reference staff at 1-800-397-4209, or 301-415-4737, or send an e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

**DATES:** The comment period expires December 6, 2006. Comments received after this date will be considered if it is practical to do so, but the Commission is only able to assure consideration of comments received on or before December 6, 2006.

**ADDRESSES:** Submit written comments to Chief, Rules and Directives Branch, Office of Administration, U.S. Nuclear Regulatory Commission, Mail Stop T-

6D59, Washington, DC 20555-0001. Written comments may also be delivered to 11545 Rockville Pike, Room T-6D59, Rockville, Maryland, 20852 from 7:30 a.m. to 4:15 p.m. on Federal workdays. Copies of written comments received will be electronically available at the NRC's Public Electronic Reading Room link, <http://www.nrc.gov/reading-rm/adams.html>, on the NRC Web site or at the NRC's Public Document Room located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC PDR Reference staff at 1-800-397-4209, or 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The NRC is considering issuance of amendments to Facility Operating License Nos. DPR-33, DPR-52, and DPR-68 issued to TVA for operation of BFN Units 1, 2, and 3 located in Limestone County, Alabama.

**FOR FURTHER INFORMATION CONTACT:** Ms. Margaret Chernoff, Office of Nuclear Reactor Regulation, Mail Stop O-8G9A, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, by telephone at 301-415-2315, or by e-mail at [mhc@nrc.gov](mailto:mhc@nrc.gov).

Dated at Rockville, Maryland, this 30th day of October 2006.

For the Nuclear Regulatory Commission.

#### **L. Raghavan,**

*Chief, Plant Licensing Branch II-2, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. E6-18623 Filed 11-3-06; 8:45 am]

**BILLING CODE 7590-01-P**

## **NUCLEAR REGULATORY COMMISSION**

**[Docket No. 50-312]**

### **Sacramento Municipal Utility District, Rancho Seco Nuclear Generating Station; Notice of Public Meeting on the License Termination Plan**

The Nuclear Regulatory Commission (NRC) is providing notice that the NRC staff will conduct a meeting to discuss and accept public comments on the Rancho Seco Nuclear Generating Station (Rancho Seco) License Termination Plan (LTP) on Tuesday, November 14, 2006, at 7 p.m. in a meeting room at the Marriott Courtyard Hotel, 10683 White Rock Road, Rancho Cordova, California.

Rancho Seco initially went critical on September 16, 1974, and began commercial operation on April 18, 1975. In accordance with the results of a public referendum on June 6, 1989, the

Sacramento Municipal Utility District (SMUD) decided to permanently shut down the Rancho Seco Nuclear Generating Station. Accordingly, on August 29, 1989, SMUD notified the NRC of its intent to seek amendments to the Rancho Seco operating license to decommission the facility. On March 20, 1995, the NRC issued Rancho Seco's Decommissioning Order. The Order authorized SMUD to decommission Rancho Seco in accordance with the Decommissioning Plan, submitted to the NRC on May 20, 1991. On March 20, 1997, SMUD submitted its Post Shutdown Decommissioning Activities Report (PSDAR), in accordance with 10 CFR 50.82. The PSDAR superseded the original Decommissioning Plan. On August 21, 2002, Rancho Seco completed placing all 493 spent fuel assemblies in dry storage at the onsite Independent Spent Fuel Storage Installation (ISFSI), licensed under 10 CFR Part 72.

In accordance with 10 CFR 50.82(a)(9), all power reactor licensees must submit an application for termination of their license. The application for termination of license must be accompanied or preceded by an LTP to be submitted for NRC approval. If found acceptable by the NRC staff, the LTP is approved by license amendment, subject to such conditions and limitations as the NRC staff deems appropriate and necessary. SMUD submitted the proposed LTP for Rancho Seco with a license amendment application dated April 12, 2006. In accordance with 10 CFR 20.1405 and 10 CFR 50.82(a)(9)(iii), the NRC is providing notice to individuals in the vicinity of the site that the NRC is in receipt of the Rancho Seco LTP, will hold a public meeting, and will accept comments from affected parties.

The Rancho Seco LTP is available for public viewing at the NRC's Public Document Room (PDR) or electronically through the NRC Agencywide Documents Access and Management System (ADAMS) at accession number ML061460053. Documents may be examined, and/or copied for a fee, at the PDR, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the ADAMS Public Library component on the NRC Web site, <http://www.nrc.gov> (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 PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737, or by e-mail at [pdr@nrc.gov](mailto:pdr@nrc.gov).

Comments or questions regarding the Rancho Seco LTP or the public meeting may be addressed to Mr. John B. Hickman, Mail Stop T-7-E18, Decommissioning and Uranium Recovery Licensing Directorate, Division of Waste Management and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone (301) 415-3017 or via e-mail [jbh@nrc.gov](mailto:jbh@nrc.gov).

Dated at Rockville, Maryland, this 31st day of October 2006.

For the Nuclear Regulatory Commission,

**James Shepherd,**

*Acting Branch Chief, Reactor Decommissioning Branch, Decommissioning and Uranium Recovery, Licensing Directorate, Division of Waste Management and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs.*

[FR Doc. E6-18624 Filed 11-3-06; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Sunshine Act Meetings

**DATE:** Week of November 6, 2006.

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Public and closed.

**ADDITIONAL MATTERS TO BE CONSIDERED:** *Week of November 6, 2006:* Thursday, November 9, 2006, 9:25 a.m.

Affirmation Session (Public Meeting) (Tentative) a. Pacific Gas & Electric Co. (Diablo Canyon ISFSI), Docket No. 72-26-ISFSI, "Motion by San Luis Obispo Mothers for Peace, Sierra Club, and Peg Pinard for Partial Reconsideration of CLI-06-23" (Tentative) b. System Energy Resources, Inc. (Early Site Permit for Grand Gulf ESP) (Tentative).

\* \* \* \* \*

\* The schedule for Commission meetings is subject to change on short notice. To verify the status of meetings call (recording)—(301) 415-1292. Contact person for more information: Michelle Schroll, (301) 415-1662.

\* \* \* \* \*

The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/what-we-do/policy-making/schedule.html>.

\* \* \* \* \*

The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to

participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g. braille, large print), please notify the NRC's Disability Program Coordinator, Deborah Chan, at 301-415-7041, TDD: 301-415-2100, or by e-mail at [DLC@nrc.gov](mailto:DLC@nrc.gov). Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

\* \* \* \* \*

This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301-415-1969). In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to [dkw@nrc.gov](mailto:dkw@nrc.gov).

Dated: November 1, 2006.

**R. Michelle Schroll,**

*Office of the Secretary.*

[FR Doc. 06-9096 Filed 11-2-06; 8:45 am]

**BILLING CODE 7590-01-M**

## NUCLEAR REGULATORY COMMISSION

### Appointments to Performance Review Boards for Senior Executive Service

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Appointment to Performance Review Boards for Senior Executive Service.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) has announced the following appointments to the NRC Performance Review Boards.

The following individuals are appointed as members of the NRC Performance Review Board (PRB) responsible for making recommendations to the appointing and awarding authorities on performance appraisal ratings and performance awards for Senior Executives and Senior Level employees:

Bruce A. Boger, Associate Director for Operating Reactor Oversight and Licensing, Office of Nuclear Reactor Regulation.

R. William Borchardt, Deputy Director, Office of Nuclear Security and Incident Response.

Samuel J. Collins, Regional Administrator, Region I.

Karen D. Cyr, General Counsel.

Jesse L. Funches, Chief Financial Officer.

William F. Kane, Deputy Executive Director for Reactor and Preparedness Programs, Office of the Executive Director for Operations.

Bruce S. Mallett, Regional Administrator, Region IV.

Luis A. Reyes, Executive Director for Operations.

Jacqueline E. Silber, Deputy Executive Director for Information Services and Administration and Chief Information Officer.

Jack R. Strosnider, Director, Office of Nuclear Material Safety and Safeguards.

Annette L. Vietti-Cook, Secretary of the Commission.

Martin J. Virgilio, Deputy Executive Director for Materials, Research, State and Compliance Programs.

James T. Wiggins, Deputy Director, Office of Nuclear Regulatory Research.

The following individuals will serve as members of the NRC PRB Panel that was established to review appraisals and make recommendations to the appointing and awarding authorities for NRC PRB members:

Stephen G. Burns, Deputy General Counsel, Office of the General Counsel.

Brian W. Sheron, Director, Office of Nuclear Regulatory Research.

Roy P. Zimmerman, Director, Office of Nuclear Security and Incident Response.

All appointments are made pursuant to Section 4314 of Chapter 43 of Title 5 of the United States Code.

**DATES:** *Effective Date:* November 6, 2006.

**FOR FURTHER INFORMATION CONTACT:** Secretary, Executive Resources Board, U.S. Nuclear Regulatory Commission, Washington, DC 20555; (301) 415-7530.

Dated at Rockville, Maryland, this 14th day of August, 2006.

For the Nuclear Regulatory Commission.

**Carolyn J. Swanson,**

*Secretary, Executive Resources Board.*

[FR Doc. E6-18630 Filed 11-3-06; 8:45 am]

**BILLING CODE 7590-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-54678]

### Order Exempting Certain Sub-Penny Trade-Throughs From Rule 611 of Regulation NMS Under the Securities Exchange Act of 1934

October 31, 2006.

#### I. Introduction

Pursuant to Rule 611(d)<sup>1</sup> of Regulation NMS<sup>2</sup> under the Securities Exchange Act of 1934 ("Exchange Act"), the Securities and Exchange Commission ("Commission"), by order, may exempt from the provisions of Rule

<sup>1</sup> 17 CFR 242.611(d).

<sup>2</sup> 17 CFR 242.600 *et seq.*