

SNC has committed to complete final implementation of Thermo-Lag 330-1 fire barriers corrective actions at both Hatch units by startup of Unit 2 from the fall 1998 refueling outage. The NRC staff has concluded that this schedule is reasonable based on the amount of installed Thermo-Lag and the complexity of the plant-specific fire barrier configurations and issues. In order to remove compensatory measures, such as fire watches, it has been determined the resolution of the Thermo-Lag corrective actions by SNC must be completed in accordance with the current SNC schedule. By letter dated April 29, 1998, the NRC staff notified SNC of its plan to incorporate SNC's schedule commitment into a requirement by issuance of an order and requested consent from the licensee. By letter dated June 2, 1998, the licensee provided its consent to issuance of a Confirmatory Order.

### III

The licensee's commitment as set forth in its letter of June 2, 1998, is acceptable and is necessary for the NRC to conclude that public health and safety are reasonably assured. To preclude any schedule slippage and to assure public health and safety, the NRC staff has determined that the licensee's commitment in its June 2, 1998, letter be confirmed by this Order. The licensee has agreed to this action. Based on the above, and the licensee's consent, this Order is immediately effective upon issuance.

### IV

Accordingly, pursuant to Sections 103, 161b, 161i, 161o, 182, and 186 of the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR 2.202 and 10 CFR Part 50, *It is hereby ordered*, effective immediately, that:

SNC shall complete final implementation of Thermo-Lag 330-1 fire barrier corrective actions at Plant Hatch Units 1 and 2, described in the SNC submittal to the NRC dated December 13, 1994, March 28, 1995, and May 11, 1998 (HL-5632), by startup of Unit 2 from the fall 1998 refueling outage.

The Director, Office of Nuclear Reactor Regulation, may relax or rescind, in writing, any provisions of this Confirmatory Order upon a showing by the licensee of good cause.

### V

Any person adversely affected by this Confirmatory Order, other than the licensee, may request a hearing within 20 days of its issuance. Where good cause is shown, consideration will be given to extending the time to request a

hearing. A request for extension of time must be made in writing to the Director, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and include a statement of good cause for the extension. Any request for a hearing shall be submitted to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Attention: Rulemaking and Adjudications Staff, Washington, DC 20555-0001. Copies of the hearing request shall also be sent to the Director, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, to the Deputy Assistant General Counsel for Enforcement at the same address, to the Regional Administrator, NRC Region II, P.O. Box 2257, Atlanta, Georgia 30303-3415, and to the licensee. If such a person requests a hearing, that person shall set forth with particularity the manner in which his/her interest is adversely affected by this Order and shall address criteria set forth in 10 CFR 2.714(d).

If a hearing is requested by a person whose interest is adversely affected, the Commission will issue an Order designating the time and place of any such hearing. If a hearing is held, the issue to be considered at such hearing shall be whether this Confirmatory Order should be sustained.

In the absence of any request for hearing, or written approval of an extension of time in which to request a hearing, the provisions specified in Section IV above shall be final 20 days from the date of this Order without further order or proceedings. If an extension of time for requesting a hearing has been approved, the provisions specified in Section IV shall be final when the extension expires if a hearing request has not been received. An answer or a request for hearing shall not stay the immediate effectiveness of this Order.

Dated at Rockville, Maryland, this 24th day of June 1998.

For the Nuclear Regulatory Commission,  
**Samuel J. Collins,**

*Director, Office of Nuclear Reactor Regulation.*

[FR Doc. 98-17351 Filed 6-29-98; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Nuclear Waste; Notice of Meeting

The Advisory Committee on Nuclear Waste (ACNW) will hold its 102nd meeting on July 20-22, 1998, Room T-

2B3, 11545 Rockville Pike, Rockville, Maryland.

The entire meeting will be open to public attendance.

The schedule for this meeting is as follows:

*Monday, July 20, 1998—8:30 A.M. until 6:00 p.m.*

*Tuesday, July 21, 1998—8:30 A.M. until 6:00 p.m.*

*Wednesday, July 22, 1998—8:30 A.M. until 4:00 p.m.*

### A. Planning For and Meeting With the Nuclear Regulatory Commission

The Committee will prepare for and meet with the Commission to discuss items of mutual interest. Topics will include the ACRS Plans and Priorities list and past Committee reports on the interim guidance in support of the final rule on radiological criteria for license termination, NRC waste-related research, and risk-informed, performance-based regulation. Observations will also be presented on the recent two-day working group discussions on the near-field environment and the performance of engineered barriers in the Yucca Mountain Repository. The Committee is currently scheduled to meet with the Commission on July 21, 1998 at 1:30 p.m.

### B. Yucca Mountain Regulatory Framework

The Committee will be briefed by the staff on the status and content of the site-specific regulatory framework to be used to judge the acceptability of DOE's license application for disposal of high-level waste at the proposed Yucca Mountain, NV site. Topics might include a discussion of the proposed relevant 10 CFR Part 63, the Issue Resolution Status Report (IRSR) on Total System Performance Assessment (TSPA) and a description of important measures developed by the staff for application to the proposed repository as well as other waste disposal facilities.

### C. Generic LLW Disposal Facility Criticality Issues

The Committee will review recent staff papers on the potential for criticality and the need to continue research on post-disposal criticality at low-level radioactive waste disposal facilities.

### D. Development of a Standard Review Plan (SRP) for Decommissioning

The Committee will be briefed by the staff on its plans to develop an SRP for use by the NRC in reviewing and evaluating nuclear facility decommissioning plans.

### **E. Meeting With NRC's Director, Division of Waste Management, Office of Nuclear Material Safety and Safeguards**

The Committee will meet with the Director to discuss recent developments within the division such as developments at the Yucca Mountain project, rules and guidance under development, available resources, and other items of mutual interest.

### **F. Preparation of ACNW Reports**

The Committee will discuss planned reports, including risk-informed, performance-based regulation, waste related research, regulatory guides dealing with decommissioning, and other topics discussed during this and previous meetings as the need arises.

### **G. Committee Activities/Future Agenda**

The Committee will consider topics proposed for future consideration by the full Committee and Working Groups. The Committee will discuss ACNW-related activities of individual members.

### **H. Miscellaneous**

The Committee will discuss miscellaneous matters related to the conduct of Committee activities and organizational activities and complete discussion of matters and specific issues that were not completed during previous meetings, as time and availability of information permit.

Procedures for the conduct of and participation in ACNW meetings was published in the **Federal Register** on September 2, 1997 (62 FR 46382). In accordance with these procedures, oral or written statements may be presented by members of the public, electronic recordings will be permitted only during those portions of the meeting that are open to the public, and questions may be asked only by members of the Committee, its consultants, and staff. Persons desiring to make oral statements should notify the Acting Chief, Nuclear Waste Branch, Mr. Howard J. Larson, as far in advance as practicable so that appropriate arrangements can be made to schedule the necessary time during the meeting for such statements. Use of still, motion picture, and television cameras during this meeting will be limited to selected portions of the meeting as determined by the ACNW Chairman. Information regarding the time to be set aside for taking pictures may be obtained by contacting the Acting Chief, Nuclear Waste Branch, prior to the meeting. In view of the possibility that the schedule for ACNW meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons

planning to attend should notify Mr. Larson as to their particular needs.

Further information regarding topics to be discussed, whether the meeting has been canceled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefor can be obtained by contacting Mr. Howard J. Larson, Acting Chief, Nuclear Waste Branch (telephone 301/415-6805), between 8:00 a.m. and 5:00 p.m. EDT.

ACNW meeting notices, meeting transcripts, and letter reports are now available for downloading or reviewing on the internet at <http://www.nrc.gov/ACRSACNW>.

Dated: June 24, 1998.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. 98-17355 Filed 6-29-98; 8:45 am]

BILLING CODE 7590-01-P

## **NUCLEAR REGULATORY COMMISSION**

### **Sunshine Act Meeting**

**AGENCY HOLDING THE MEETING:** Nuclear Regulatory Commission.

**DATE:** Weeks of June 29, July 6, 13, and 20, 1998.

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

**STATUS:** Public and Closed.

**MATTERS TO BE CONSIDERED:**

### **Week of June 29**

*Tuesday, June 30*

10:00 a.m.

Meeting with Commonwealth Edison (Public Meeting) (Contact: Stewart Richards, 301-415-1395)

11:30 a.m.

Affirmation Session (Public Meeting) (if needed)

2:00 p.m.

Briefing on Performance Assessment Progress in HLW, LLW, and SDMP (Public Meeting) (Contact: Norman Eisenberg, 301-415-7285)

### **Week of July 6—Tentative**

*Thursday, July 9*

11:30 a.m.

Affirmation Session (Public Meeting) (if needed)

### **Week of July 13—Tentative**

*Friday, July 17*

11:30 a.m.

Affirmation Session (Public Meeting) (if needed)

### **Week of July 20—Tentative**

*Tuesday, July 21*

1:30 p.m.

Meeting with Advisory Committee on Nuclear Waste (ACNW) (Public Meeting) (Contact: John Larkins, 301-415-7360)

3:00 a.m.

Affirmation Session (Public Meeting) (if needed)

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:** Bill Hill (301) 415-1661.

The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/SECY.smj.schedule.htm>.

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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 it, please contact the Office of the Secretary, Attn: Operations Branch, Washington, D.C. 20555 (301-415-1661). 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 [wmh@nrc.gov](mailto:wmh@nrc.gov) or [dkw@nrc.gov](mailto:dkw@nrc.gov).

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Dated: June 25, 1998.

**William M. Hill, Jr.,**

*SECY Tracking Officer, Office of the Secretary.*

[FR Doc. 98-17534 Filed 6-26-98; 1:51 pm]

BILLING CODE 7590-01-M

## **NUCLEAR REGULATORY COMMISSION**

### **Governors' Designees Receiving Advance Notification of Transportation of Nuclear Waste**

On January 6, 1982 (47 FR 596 and 47 FR 600), the Nuclear Regulatory Commission (NRC) published in the **Federal Register** final amendments to 10 CFR parts 71 and 73 (effective July 6, 1982), that require advance notification to Governors or their designees by NRC licensees prior to transportation of certain shipments of nuclear waste and spent fuel. The advance notification covered in part 73 is for spent nuclear reactor fuel shipments and the notification for part 71 is for large quantity shipments of radioactive waste (and of spent nuclear reactor fuel not covered under the final amendment to 10 CFR part 73).