

Professor Emeritus of Economics,
Pennsylvania State University*

Discussion Item: The Board is examining the extent to which cost sharing impacts participation in Federal research funding opportunities.

3:15 p.m. Roundtable Discussion:
Options for Revision to Board Cost
Sharing Policy for NSF

Discussion Moderator: Dr.
Droegemeier

4:15 p.m. Summary and Next Steps

4:30 p.m. Adjourn

* pending acceptance of invitation

Note: This roundtable discussion will not involve National Science Board deliberations and is not subject to 5 U.S.C. 552b.

Michael P. Crosby,

Executive Officer and NSB Office Director.

[FR Doc. E7-23323 Filed 11-30-07; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

Advisory Committee on Nuclear Waste and Materials; Meeting Notice

The Advisory Committee on Nuclear Waste and Materials (ACNW&M) will hold its 185th meeting on December 17-19, 2007, at 11545 Rockville Pike, Rockville, Maryland.

Monday, December 17, 2007, Room T-2B3

8:30 a.m.-8:35 a.m.: Opening Remarks by the ACNW&M Chairman (Open)—The Chairman will make opening remarks regarding the conduct of today's sessions.

8:35 a.m.-10 a.m.: Electric Power Research Institute's Report on Drift Degradation at Yucca Mountain (Open)—A representative from the Electric Power Research Institute will summarize the approach, methods, and conclusions of their 2007 report on drift degradation.

1 p.m.-2:30 p.m.: Update on NRC Rulemaking on Groundwater Protection at the In-Situ Leach Uranium Mining Facilities (Open)—NRC staff from the Office of Federal and State Materials and Environmental Management Programs (FSME) will brief the Committee on the status of the rulemaking on groundwater protection at in-situ leach uranium recovery sites.

2:45 p.m.-3:30 p.m.: Vendor's View on the Transportation-Aging Disposal Performance Specifications (Open)—A representative from NAC International, a commercial cask vendor, will brief the Committee on their views on the Transportation-Aging-Disposal (TAD)

performance specifications, possible challenges the vendor may be facing, and suggestions for expediting NRC approval of any TAD license application.

3:30 p.m.-5 p.m.: Discussion of ACNW&M Letter Reports (Open)—The Committee will discuss potential and proposed ACNW&M letter reports.

Tuesday, December 18, 2007, Room T-2B3

8:30 a.m.-8:35 a.m.: Opening Remarks by the ACNW&M Chairman (Open)—The Chairman will make opening remarks regarding the conduct of today's sessions.

8:35 a.m.-9:30 a.m.: Status of Operations at the Barnwell Low-Level Radioactive Waste Disposal Facility (Open)—The Barnwell low-level radioactive waste (LLW) disposal facility is scheduled to close to non-compact states in July 2008. A representative of the site's operator, Energy Solutions, will update the Committee on activities at this commercial disposal facility in anticipation of scaled-back operations.

9:45 a.m.-11:30 a.m.: NRC 2006 Commercial LLW Strategic Planning Initiative (Open)—Representatives from the Office of FSME will brief the Committee on their recently-issued Commission Paper (SECY-07-0180) containing specific recommendations on the scope of work to be considered in any future NRC commercial LLW program. This briefing is also expected to include a summary of the public comments received in 2005.

1 p.m.-2 p.m.: Review of Planned Waste Management Activities at U.S. Department of Energy Mixed-Oxide Fuel Fabrication Facility (Open)—NRC staff from the Office of Nuclear Material Safety and Safeguards will brief the Committee on planned waste management activities at U.S. Department of Energy's (DOE) Mixed-Oxide Fuel Fabrication Facility in Aiken, South Carolina.

2 p.m.-3 p.m.: Briefing on Tritium Task Force Actions to Revise the Significance Determination Process to Address Spills and Leaks (Open)—A representative from the Office of Nuclear Reactor Regulation will report on the revisions to its Significance Determination Process to address radioactive liquid spills and leaks in response to an action recommended in the Tritium Task Force Report.

3:15 p.m.-5 p.m.: Discussion of ACNW&M Letter Reports (Open)—The Committee will discuss potential and proposed ACNW&M letter reports.

Wednesday, December 19, 2007, Room T-2B1

8:30 a.m.-8:35 a.m.: Opening Remarks by the ACNW&M Chairman (Open)—The Chairman will make opening remarks regarding the conduct of today's sessions.

8:35 a.m.-3 p.m.: Discussion of ACNW&M Letter Reports (Open)—The Committee will continue discussion of proposed ACNW&M letter reports.

3 p.m.-4 p.m.: Miscellaneous (Open)—The Committee will discuss matters related to the conduct of ACNW&M activities and specific issues that were not completed during previous meetings, as time and availability of information permit. Discussions may include content of future letters and scope of future Committee Meetings.

Procedures for the conduct of and participation in ACNW&M meetings were published in the **Federal Register** on September 26, 2007 (72 FR 54693). In accordance with those procedures, oral or written views 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. Persons desiring to make oral statements should notify Dr. Antonio F. Dias (Telephone 301-415-6805), between 8:15 a.m. and 5 p.m. (ET), 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 the meeting may be limited to selected portions of the meeting as determined by the ACNW&M Chairman. Information regarding the time to be set aside for taking pictures may be obtained by contacting the ACNW&M office prior to the meeting. In view of the possibility that the schedule for ACNW&M meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons planning to attend should notify Dr. Dias as to their particular needs.

Further information regarding topics to be discussed, whether the meeting has been canceled or rescheduled, as well as the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefore can be obtained by contacting Dr. Dias.

Video teleconferencing service is available for observing open sessions of ACNW&M meetings. Those wishing to use this service for observing ACNW&M meetings should contact Mr. Theron Brown, ACRS/ACNW&M Audio Visual Assistant (301-415-8066), between 7:30

a.m. and 3:45 p.m., (ET), at least 10 days before the meeting to ensure the availability of this service. Individuals or organizations requesting this service will be responsible for telephone line charges and for providing the equipment and facilities that they use to establish the video teleconferencing link. The availability of video teleconferencing services is not guaranteed.

During the days of the meeting, phone number 301-415-7360 should be used in order to access anyone in the ACNW&M Office.

ACNW&M meeting agenda, meeting transcripts, and letter reports are available through the NRC Public Document Room at pdr@nrc.gov, or by calling the PDR at 1-800-397-4209, or from the Publicly Available Records System (PARS) component of NRC's document system (ADAMS) which is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> or <http://www.nrc.gov/reading-rm/doc-collections/acnw> (ACNW&M schedules and agendas).

Dated: November 27, 2007.

Andrew L. Bates,

Advisory Committee Management Officer.

[FR Doc. E7-23331 Filed 11-30-07; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[EA-07-252]

In the Matter of All Licensees Identified in Attachment 1 and All Other Persons Who Seek or Obtain Access to Safeguards Information Described Herein; Order Imposing Fingerprinting and Criminal History Records Check Requirements for Access to Safeguards Information (Effective Immediately)

I

The Licensee identified in Attachment 1¹ to this Order, holds a license issued in accordance with the Atomic Energy Act (AEA) of 1954, as amended, by the U.S. Nuclear Regulatory Commission (NRC or Commission), authorizing them to engage in an activity subject to regulation by the Commission or Agreement States. On August 8, 2005, the Energy Policy Act of 2005 (EPAct) was enacted. Section 652 of the EPAct amended Section 149 of the AEA to require fingerprinting and a Federal Bureau of Investigation (FBI)

identification and criminal history records check of any person who is to be permitted to have access to Safeguards Information (SGI).² The NRC's implementation of this requirement cannot await the completion of the SGI rulemaking, which is underway, because the EPAct fingerprinting and criminal history records check requirements for access to SGI were immediately effective upon enactment of the EPAct. Although the EPAct permits the Commission by rule to except certain categories of individuals from the fingerprinting requirement, which the Commission has done (see 10 CFR 73.59, 71 FR 33,989 (June 13, 2006)), it is unlikely that licensee employees or others are excepted from the fingerprinting requirement by the "fingerprinting relief" rule. Individuals relieved from fingerprinting and criminal history records checks under the relief rule include Federal, State, and local officials and law enforcement personnel; Agreement State inspectors who conduct security inspections on behalf of the NRC; members of Congress and certain employees of members of Congress or Congressional Committees, and representatives of the International Atomic Energy Agency (IAEA) or certain foreign government organizations. In addition, individuals who have a favorably-decided U.S. Government criminal history records check within the last five (5) years, or individuals who have active federal security clearances (provided in either case that they make available the appropriate documentation), have satisfied the EPAct fingerprinting requirement and need not be fingerprinted again. Therefore, in accordance with Section 149 of the AEA, as amended by the EPAct, the Commission is imposing additional requirements for access to SGI, as set forth by this Order, so that affected licensees can obtain and grant access to SGI. This Order also imposes requirements for access to SGI by any person, from any person,³ whether or

² Safeguards Information is a form of sensitive, unclassified, security-related information that the Commission has the authority to designate and protect under section 147 of the AEA.

³ Person means (1) any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, government agency other than the Commission or the Department of Energy, except that the Department of Energy shall be considered a person with respect to those facilities of the Department of Energy specified in section 202 of the Energy Reorganization Act of 1974 (88 Stat. 1244), any State or any political subdivision of, or any political entity within a State, any foreign government or nation or any political subdivision of any such government or nation, or other entity; and (2) any legal successor, representative, agent, or agency of the foregoing.

not a Licensee, Applicant, or Certificate Holder of the Commission or Agreement States.

II

The Commission has broad statutory authority to protect and prohibit the unauthorized disclosure of SGI. Section 147 of the AEA grants the Commission explicit authority to issue such Orders as necessary to prohibit the unauthorized disclosure of SGI. Furthermore, Section 652 of the EPAct amended Section 149 of the AEA to require fingerprinting and an FBI identification and a criminal history records check of each individual who seeks access to SGI. In addition, no person may have access to SGI unless the person has an established need-to-know the information and satisfies the trustworthy and reliability requirements described in Attachment 3 to Order EA-07-251.

In order to provide assurance that the Licensees identified in Attachment 1 to this Order are implementing appropriate measures to comply with the fingerprinting and criminal history records check requirements for access to SGI, all Licensees identified in Attachment 1 to this Order shall implement the requirements of this Order. In addition, pursuant to 10 CFR 2.202, I find that in light of the common defense and security matters identified above, which warrant the issuance of this Order, the public health, safety and interest require that this Order be effective immediately.

III

Accordingly, pursuant to Sections 81, 147, 149, 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, 10 CFR parts 30 and 73, it is hereby ordered, effective immediately, that all licensees identified in attachment 1 to this order and all other persons who seek or obtain access to safeguards information, as described above, shall comply with the requirements set forth in this order.

A. 1. No person may have access to SGI unless that person has a need-to-know the SGI, has been fingerprinted or who has a favorably-decided FBI identification and criminal history records check, and satisfies all other applicable requirements for access to SGI. Fingerprinting and the FBI identification and criminal history records check are not required, however, for any person who is relieved from that requirement by 10 CFR 73.59 (71 FR 33,989 (June 13, 2006)), or who has a favorably-decided U.S. Government criminal history records

¹ Attachment 1 contains sensitive information and will not be released to the public.