

### Alternative Use of Resources

The action does not involve the use of any different resource than those previously considered in the FES for Seabrook, NUREG-0895, dated December 1982.

### Agencies and Persons Consulted

On October 18, 2004, the staff consulted with the New Hampshire State official, Michael Nawoj of the New Hampshire Office of Emergency Management, and with the Massachusetts State official, James Muckerheide of the Massachusetts Emergency Management Agency, regarding the environmental impact of the proposed action. The State officials had no comments.

### Finding of No Significant Impact

On the basis of the environmental assessment, the NRC concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the NRC 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 letter dated March 17, 2004, as supplemented by a second letter dated March 17, 2004, and letters dated April 1, May 26, September 13 (two letters), and October 12, 2004. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, Public File Area O1 F21, 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 Internet at 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 by telephone at 1-800-397-4209 or 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov). (Note: Public access to ADAMS has been temporarily suspended so that security reviews of publicly available documents may be performed and potentially sensitive information removed. Please check the NRC Web site for updates on the resumption of ADAMS access.)

Dated in Rockville, Maryland, this 8th day of December 2004.

For the Nuclear Regulatory Commission.

**Darrell J. Roberts,**

*Chief, Section 2, Project Directorate I, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 05-2783 Filed 2-11-05; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-336]

### **Dominion Nuclear Connecticut, Inc., Millstone Power Station, Unit No. 2; Environmental Assessment and Finding of No Significant Impact**

The U.S. Nuclear Regulatory Commission (NRC or the Commission) is considering issuance of an exemption from Title 10 of the Code of Federal Regulations (10 CFR) part 50, section 68, "Criticality Accident Requirements," subsection (b)(1) for Facility Operating License No. DPR-65, issued to Dominion Nuclear Connecticut, Inc. (the licensee), for operation of the Millstone Power Station, Unit No. 2 (MP2), located in New London County, Connecticut. Therefore, as required by 10 CFR 51.21, the NRC is issuing this environmental assessment and finding of no significant impact.

### **Environmental Assessment**

#### *Identification of the Proposed Action*

The proposed action would exempt the licensee from the requirements of 10 CFR 50.68, "Criticality Accident Requirements," subsection (b)(1) during the handling and storage of spent nuclear fuel in a 10 CFR part 72 licensed spent fuel storage container that is in the MP2 spent fuel pool. The proposed action is in accordance with the licensee's application dated November 5, 2004.

#### *The Need for the Proposed Action*

Under 10 CFR 50.68(b)(1), the Commission sets forth the following requirement that must be met, in lieu of a monitoring system capable of detecting criticality events:

Plant procedures shall prohibit the handling and storage at any one time of more fuel assemblies than have been determined to be safely subcritical under the most adverse moderation conditions feasible by unborated water.

Section 50.12(a) allows licensees to apply for an exemption from the requirements of 10 CFR Part 50 if the regulation is not necessary to achieve the underlying purpose of the rule and other conditions are met. The licensee stated that compliance with 10 CFR

50.68(b)(1) is not necessary for handling the 10 CFR Part 72 licensed contents of the cask system, which is designed to preclude conditions for accidental criticality events, to achieve the underlying purpose of the rule.

### *Environmental Impacts of the Proposed Action*

The NRC has completed its evaluation of the proposed action and concludes that the exemption described above would continue to satisfy the underlying purpose of 10 CFR 50.68(b)(1). The details of the NRC staff's safety evaluation will be provided in the exemption that will be issued as part of the letter to the licensee approving the exemption to the regulation.

The proposed action will not significantly increase the probability or consequences of accidents. No changes are being made in the types of effluents that may be released offsite. There is no significant increase in the amount of any effluent release off site. There is no significant increase in occupational or public radiation exposure. Therefore, there are no significant radiological environmental impacts associated with the proposed action.

With regard to potential non-radiological impacts, the proposed action does not have a potential to affect any historic sites. It does not affect non-radiological plant effluents and has no other environmental impact. Therefore, there are no significant non-radiological environmental impacts associated with the proposed action.

Accordingly, the NRC concludes that there are no significant environmental impacts associated with the proposed action.

### *Environmental Impacts of the Alternatives to the Proposed Action*

As an alternative to the proposed action, the staff considered denial of the proposed action (i.e., the "no-action" alternative). Denial of the application would result in no change in current environmental impacts. The environmental impacts of the proposed action and the alternative action are similar.

### *Alternative Use of Resources*

The action does not involve the use of any different resources than those previously considered in the Final Environmental Statement for the MP2 dated June 1973.

### *Agencies and Persons Consulted*

On December 23, 2004, the staff consulted with the Connecticut State official, Michael Firsick, of the

Department of Environmental Protection, regarding the environmental impact of the proposed action. The State official had no comments.

#### Finding of No Significant Impact

On the basis of the environmental assessment, the NRC concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the NRC 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 letter dated November 5, 2004. 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). (Note: As of the date of issuance of this letter, public access to ADAMS has been temporarily suspended so that security reviews of publicly available documents may be performed and potentially sensitive information removed. Please check the NRC Web site for updates on the resumption of ADAMS access.)

Dated in Rockville, Maryland, this 8th day of February 2005.

For the Nuclear Regulatory Commission.

**Darrell J. Roberts,**

*Chief, Section 2, Project Directorate I, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 05-2786 Filed 2-11-05; 8:45 am]

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#### NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-325 and 50-324]

#### Carolina Power & Light Company; Biweekly Notice; Applications and Amendments to Facility Operating Licenses Involving No Significant Hazards Considerations; Correction

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Issuance; Correction.

**SUMMARY:** This document corrects a notice appearing in the **Federal Register** on February 1, 2005 (70 FR 5233), that incorrectly listed H. B. Robinson Steam Electric Plant, Unit No. 2 in addition to Brunswick Steam Electric Plant, Units 1 and 2 in the title, and garbled the description of the amendments. This action is necessary to correct the erroneous notice in its entirety.

#### FOR FURTHER INFORMATION CONTACT:

Brenda L. Mozafari, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone (301) 415-2020, e-mail: [blm@nrc.gov](mailto:blm@nrc.gov).

**SUPPLEMENTARY INFORMATION:** On page 5251, in the first column, the notice for Carolina Power & Light Company is changed in its entirety to read as follows:

*Carolina Power & Light Company, Docket Nos. 50-325 and 50-324, Brunswick Steam Electric Plant, Units 1 and 2, Brunswick County, North Carolina*

*Date of application for amendments:* December 19, 2003, as supplemented January 14, 2004.

*Brief Description of amendments:* The amendments modify Technical Specification requirements to adopt the provisions of Industry/Technical Specification Task Force (TSTF) change 359, "Increase Flexibility in Mode Restraints."

*Date of issuance:* January 11, 2005.

*Effective date:* January 11, 2005.

*Amendment Nos.:* 233 and 260.

*Facility Operating License Nos. DPR-71 and DPR-62:* Amendments change the Technical Specifications.

*Date of initial notice in Federal Register:* February 17, 2004 (69 FR 7519).

The Commission's related evaluation of the amendments is contained in a Safety Evaluation dated January 11, 2005.

*No significant hazards consideration comments received:* No.

Dated in Rockville, Maryland, this 2nd day of February 2005.

For the Nuclear Regulatory Commission.

**Ledyard B. Marsh,**

*Director, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 05-2787 Filed 2-11-05; 8:45 am]

BILLING CODE 7590-01-P

#### POSTAL RATE COMMISSION

#### Briefing on Commission Functions and Procedures

**AGENCY:** Postal Rate Commission.

**ACTION:** Notice of briefing.

**SUMMARY:** On February 15, 2005, senior staff will describe the current functions and procedures of the Postal Rate Commission to executives of business mail users that utilize all classes of mail. Members of the Commission will attend and participate in discussion following the presentation.

**DATES:** February 15, 2005.

**ADDRESSES:** Postal Rate Commission, 1333 H Street, NW., Suite 300, Washington, DC 20268-0001.

#### FOR FURTHER INFORMATION CONTACT:

Stephen L. Sharfman, General Counsel, 202-789-6818.

Dated: February 9, 2005.

**Steven W. Williams,**

*Secretary.*

[FR Doc. 05-2809 Filed 2-11-05; 8:45 am]

BILLING CODE 7710-FW-M

#### SECURITIES AND EXCHANGE COMMISSION

[Release No. IC-26751; 812-12987]

#### MBIA Global Funding, LLC; Notice of Application

February 8, 2005.

**AGENCY:** Securities and Exchange Commission ("Commission").

**ACTION:** Notice of an application under section 6(c) of the Investment Company Act of 1940 (the "Act") for an exemption from all provisions of the Act.

**SUMMARY OF APPLICATION:** MBIA Global Funding, LLC ("Applicant") requests an order that would permit it to sell debt securities and non-voting preferred stock and use the proceeds to finance the business operations of its parent company, MBIA Inc., ("MBIA") and certain companies controlled by MBIA.

**FILING DATES:** The application was filed on July 3, 2003, and amended on November 2, 2004. Applicant has agreed to file an amendment during the notice period, the substance of which is reflected in this notice.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the requested relief will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicant with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on March 7, 2005, and should be accompanied by proof of service on applicant, in the form of an affidavit, or for lawyers, a certificate of