

affected by the proposed action. The California Office of Historic Preservation concurred in this determination by letter dated October 25, 2005.

**III. Finding of No Significant Impact**

On the basis of the EA, the NRC has concluded that there are no significant environmental impacts from the

proposed action of constructing and operating the Humboldt Bay ISFSI and has determined not to prepare an environmental impact statement.

**IV. Further Information**

Documents related to this action, including the application for amendment and supporting documentation, are available

electronically at the NRC's Electronic Reading Room at <http://www.NRC.gov/reading-rm/adams.html>. From this site, you can access the NRC's Agencywide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The ADAMS accession numbers for the documents related to this notice are:

Document date	Description	ADAMS accession No.
10/30/2005 .....	NRC staff's EA for the proposed ISFSI .....	ML052430106
12/15/2003 .....	PG&E's transmittal letter .....	ML033640441
12/15/2003 .....	PG&E's Environmental Report .....	ML033640453
7/15/2005 .....	NRC staff letter transmitting the pre-decisional draft EA to the CEC .....	ML033640677
7/29/2005 .....	NRC staff's transmittal of determination of no effect to USFWS/AFWO .....	ML051780043
7/29/2005 .....	NRC staff's transmittal of determination of no effect to NOAA Fisheries .....	ML052030228
10/25/2005 .....	SHPO concurrence on NRC staff determination of no adverse affect .....	ML051380126
		ML053040051

If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC's Public Document Room (PDR) Reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

These documents may also be viewed electronically on the public computers located at the NRC's PDR, O 1 F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents for a fee.

Dated at Rockville, Maryland this 4th day of November, 2005.

For the Nuclear Regulatory Commission.

**Scott C. Flanders,**

*Deputy Director, Environmental & Performance Assessment Directorate, Division of Waste Management and Environmental Protection, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. E5-6315 Filed 11-15-05; 8:45 am]

BILLING CODE 7590-01-P

**NUCLEAR REGULATORY COMMISSION**

**Sunshine Act; Meeting**

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

**DATE:** Weeks of November 14, 21, 28, December 5, 12, 19, 2005.

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

**STATUS:** Public and Closed.

**MATTERS TO BE CONSIDERED:**

**Week of November 14, 2005**

There are no meetings scheduled for the Week of November 14, 2005.

**Week of November 21, 2005—Tentative**

*Monday, November 21, 2005*

9:25 a.m. Affirmation Session (Public Meeting) (Tentative)

a. U.S. Department of Energy (High Level Waste Repository: Pre-Application Matters); NRC staff request for stay of LBP—05—27 (Tentative).

b. Louisiana Energy Services, L.P. (National Enrichment Facility) Remaining Claims in Petition for Review of LBP—05—13 (Environmental Contentions) (Tentative).

9:30 a.m. Briefing on Status of New Reactor Issues, Part 1 (Public Meeting); (Contact: Laura Dudes, 301-415-0146)

This meeting will be webcast live at the Web address—<http://www.nrc.gov>

1:30 p.m. Briefing on Status of New Reactor Issues, Part 2 (Public Meeting); (Contact: Laura Dudes, 301-415-0146)

This meeting will be webcast live at the Web address—<http://www.nrc.gov>.

**Week of November 28, 2005—Tentative**

*Tuesday, November 29, 2005*

9:30 a.m. Discussion of Management Issues (Closed-Ex. 2).

Wednesday, November 30, 2005

9:30 a.m. Briefing on EEO Program (Public Meeting); (Contact: Corenthis Kelley, 301-415-7380).

This meeting will be webcast live at the Web address—<http://www.nrc.gov>.

**Week of December 5, 2005—Tentative**

*Thursday, December 8, 2005*

1 p.m. Meeting with the Advisory Committee on Reactor Safeguards (ACRS); (Contact: John Larkins, 301-415-7360).

This meeting will be webcast live at the Web address—<http://www.nrc.gov>.

**Week of December 12, 2005—Tentative**

*Monday, December 12, 2005*

9:30 a.m. Discussion of Security Issues (Closed-Ex. 1).

*Wednesday, December 14, 2005*

1:30 p.m. Discussion of Security Issues (Closed—Ex. 1).

*Thursday, December 15, 2005*

1:30 p.m. Briefing on Threat Environment Assessment (Closed—Ex. 1).

**Week of December 19, 2005—Tentative**

There are not meetings scheduled for the Week of December 19, 2005.

\*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>.

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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, August Spector, at (301) 415-7080, TDD: 301-415-2100, or by e-mail at [aks@nrc.gov](mailto:aks@nrc.gov). Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

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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 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 9, 2005.

**R. Michelle Schroll,**

*Office of the Secretary.*

[FR Doc. 05-22796 Filed 11-14-05; 10:07 am]

BILLING CODE 7590-01-M

## NUCLEAR REGULATORY COMMISSION

### State of Minnesota: NRC Draft Staff Assessment of a Proposed Agreement Between the Nuclear Regulatory Commission and the State of Minnesota

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of a Proposed Agreement with the State of Minnesota.

**SUMMARY:** By letter dated July 6, 2004, Governor Tim Pawlenty of Minnesota requested that the U.S. Nuclear Regulatory Commission (NRC) enter into an Agreement with the State as authorized by section 274 of the Atomic Energy Act of 1954, as amended (Act).

Under the proposed Agreement, the Commission would discontinue, and Minnesota would assume, portions of the Commission's regulatory authority exercised within the State. As required by the Act, NRC is publishing the proposed Agreement for public comment. NRC is also publishing the summary of a Draft Staff Assessment of the Minnesota Program. Comments are requested on the proposed Agreement and the NRC Draft Staff Assessment which finds the Program adequate to protect public health and safety and compatible with NRC's program for regulation of agreement material.

The proposed Agreement would release (exempt) persons who possess or use certain radioactive materials in Minnesota from portions of the Commission's regulatory authority. The Act requires that NRC publish those exemptions. Notice is hereby given that the pertinent exemptions have been previously published in the **Federal Register** and are codified in the Commission's regulations as 10 CFR part 150.

**DATES:** The comment period expires December 9, 2005. Comments received after this date will be considered if it is practical to do so, but the Commission cannot assure consideration of comments received after the expiration date.

**ADDRESSES:** Written comments may be submitted to Mr. Michael T. Lesar, Chief, Rules and Directives Branch, Division of Administrative Services, Office of Administration, Washington, DC 20555-0001. Comments may be submitted electronically at [nrcprep@nrc.gov](mailto:nrcprep@nrc.gov).

The NRC maintains an Agencywide Documents Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The documents may be accessed through the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/reading-rm/adams.html>. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room (PDR) reference staff at (800) 397-4209, or (301) 415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Copies of comments received by NRC may be examined at the NRC Public Document Room, 11555 Rockville Pike, Public File Area O-1-F21, Rockville, Maryland. Copies of the request for an Agreement by the Governor of Minnesota including all information and documentation submitted in support of the request, and copies of the full text of the NRC Draft Staff Assessment are also available for public inspection in the NRC's Public Document Room—ADAMS Accession Numbers: ML041960496, ML041960499, ML052440344, ML050130375, ML050140452, ML051330043, ML051740384, ML051650073, ML052200424, and ML053060372.

**FOR FURTHER INFORMATION CONTACT:** Cardelia Maupin, Office of State and Tribal Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Telephone (301) 415-3340 or e-mail [CHM1@nrc.gov](mailto:CHM1@nrc.gov).

**SUPPLEMENTARY INFORMATION:** Since section 274 of the Act was added in

1959, the Commission has entered into Agreements with 33 States. The Agreement States currently regulate approximately 17,200 agreement material licenses, while NRC regulates approximately 4,700 licenses. Under the proposed Agreement, approximately 167 NRC licenses will transfer to Minnesota. NRC periodically reviews the performance of the Agreement States to assure compliance with the provisions of section 274.

Section 274e requires that the terms of the proposed Agreement be published in the **Federal Register** for public comment once each week for four consecutive weeks. This Notice is being published in fulfillment of the requirement.

### I. Background

(a) Section 274d of the Act provides the mechanism for a State to assume regulatory authority, from the NRC, over certain radioactive materials<sup>1</sup> and activities that involve use of the materials.

In a letter dated July 6, 2004, Governor Pawlenty certified that the State of Minnesota has a program for the control of radiation hazards that is adequate to protect public health and safety within Minnesota for the materials and activities specified in the proposed Agreement, and that the State desires to assume regulatory responsibility for these materials and activities. Included with the letter was the text of the proposed Agreement, which is shown in Appendix A to this Notice.

The radioactive materials and activities (which together are usually referred to as the "categories of materials") which the State of Minnesota requests authority over are: (1) The possession and use of byproduct materials as defined in section 11e.(1) of the Act; (2) the possession and use of source materials; and (3) the possession and use of special nuclear materials in quantities not sufficient to form a critical mass, as provided for in regulations or orders of the Commission.

(b) The proposed Agreement contains articles that:

- Specify the materials and activities over which NRC's authority is discontinued and transferred;
- Specify the activities over which the Commission will retain regulatory authority;

<sup>1</sup> The radioactive materials are: (a) Byproduct materials as defined in section 11e.(1) of the Act; (b) byproduct materials as defined in section 11e.(2) of the Act; (c) source materials as defined in section 11z. of the Act; and (d) special nuclear materials as defined in section 11aa. of the Act, restricted to quantities not sufficient to form a critical mass.