

held would take place after issuance of the amendment. If the final determination is that the amendment request involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

A request for hearing or a petition for leave to intervene must be filed in accordance with the NRC E-Filing rule, which the NRC promulgated on August 28, 2007 (72 FR 49139). The E-Filing process requires participants to submit and serve documents over the internet or in some cases to mail copies on electronic storage media. Participants may not submit paper copies of their filings unless they seek a waiver in accordance with the procedures described below.

To comply with the procedural requirements of E-Filing, at least five (5) days prior to the filing deadline, the petitioner/requestor must contact the Office of the Secretary by e-mail at [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov), or by calling (301) 415-1677, to request (1) a digital ID certificate, which allows the participant (or its counsel or representative) to digitally sign documents and access the E-Submittal server for any proceeding in which it is participating; and/or (2) creation of an electronic docket for the proceeding (even in instances in which the petitioner/requestor (or its counsel or representative) already holds an NRC-issued digital ID certificate). Each petitioner/requestor will need to download the Workplace Forms Viewer™ to access the Electronic Information Exchange (EIE), a component of the E-Filing system. The Workplace Forms Viewer™ is free and is available at <http://www.nrc.gov/site-help/e-submittals/install-viewer.html>. Information about applying for a digital ID certificate is available on NRC's public Web site at <http://www.nrc.gov/site-help/e-submittals/apply-certificates.html>. Once a petitioner/requestor has obtained a digital ID certificate, had a docket created, and downloaded the EIE viewer, it can then submit a request for hearing or petition for leave to intervene. Submissions should be in Portable Document Format (PDF) in accordance with NRC guidance available on the NRC public Web site at <http://www.nrc.gov/site-help/e-submittals.html>. A filing is considered complete at the time the filer submits its documents through EIE. To be timely, an electronic filing must be submitted to the EIE system no later than 11:59 p.m. Eastern Time on the due date. Upon receipt of a transmission, the E-Filing system time-stamps the document and sends the submitter an e-mail notice

confirming receipt of the document. The EIE system also distributes an e-mail notice that provides access to the document to the NRC Office of the General Counsel and any others who have advised the Office of the Secretary that they wish to participate in the proceeding, so that the filer need not serve the documents on those participants separately. Therefore, applicants and other participants (or their counsel or representative) must apply for and receive a digital ID certificate before a hearing request/petition to intervene is filed so that they can obtain access to the document via the E-Filing system.

A person filing electronically may seek assistance through the "Contact Us" link located on the NRC Web site at <http://www.nrc.gov/site-help/e-submittals.html> or by calling the NRC technical help line, which is available between 8:30 a.m. and 4:15 p.m., Eastern Time, Monday through Friday. The help line number is (800) 397-4209 or locally, (301) 415-4737. Participants who believe that they have a good cause for not submitting documents electronically must file a motion, in accordance with 10 CFR 2.302(g), with their initial paper filing requesting authorization to continue to submit documents in paper format. Such filings must be submitted by: (1) First class mail addressed to the Office of the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemaking and Adjudications Staff; or (2) courier, express mail, or expedited delivery service to the Office of the Secretary, Sixteenth Floor, One White Flint North, 11555 Rockville, Pike, Rockville, Maryland 20852, Attention: Rulemaking and Adjudications Staff. Participants filing a document in this manner are responsible for serving the document on all other participants. Filing is considered complete by first-class mail as of the time of deposit in the mail, or by courier, express mail, or expedited delivery service upon depositing the document with the provider of the service.

Non-timely requests and/or petitions and contentions will not be entertained absent a determination by the Commission, the presiding officer, or the Atomic Safety and Licensing Board that the petition and/or request should be granted and/or the contentions should be admitted, based on a balancing of the factors specified in 10 CFR 2.309(c)(1)(i)-(viii). To be timely, filings must be submitted no later than 11:59 p.m. Eastern Time on the due date.

Documents submitted in adjudicatory proceedings will appear in NRC's electronic hearing docket which is available to the public at [http://ehd.nrc.gov/EHD\\_Proceeding/home.asp](http://ehd.nrc.gov/EHD_Proceeding/home.asp), unless excluded pursuant to an order of the Commission, an Atomic Safety and Licensing Board, or a Presiding Officer. Participants are requested not to include personal privacy information, such as social security numbers, home addresses, or home phone numbers in their filings. With respect to copyrighted works, except for limited excerpts that serve the purpose of the adjudicatory filings and would constitute a Fair Use application, Participants are requested not to include copyrighted materials in their submissions.

For further details with respect to this license amendment application, see the letter dated February 8, 2008, from the Wolf Creek Nuclear Operating Corporation, which is available for public inspection at the Commission's PDR, located at One White Flint North, File Public 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's (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, 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 14th day of February 2008.

For the Nuclear Regulatory Commission.

**Balwant K. Singal,**

*Senior Project Manager, Plant Licensing Branch IV, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. E8-3284 Filed 2-20-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos.: 52-014 and 52-015]

### Tennessee Valley Authority; Bellefonte Nuclear Plant, Units 3 and 4; Notice of Intent To Prepare an Environmental Impact Statement and Conduct Scoping Process

The Tennessee Valley Authority (TVA) has submitted an application for combined licenses (COLs) to build units 3 and 4 at its Bellefonte Nuclear Plant

(Bellefonte) site, located on approximately 1600 acres on a peninsula from Tennessee River mile 390 to river mile 393 in Jackson County, Alabama, on the western shore of Guntersville Reservoir, approximately seven miles northeast of Scottsboro, Alabama. The application for the COLs was submitted by TVA by letter dated October 30, 2007, pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) part 52. A notice of receipt of application, including the environmental report (ER), was published in the **Federal Register** on November 27, 2007 (72 FR 66200). A notice of acceptance for docketing of the application for the COL for TVA was published in the **Federal Register** on January 28, 2008 (73 FR 4923). A notice of hearing and opportunity to petition for leave to intervene was published in the **Federal Register** on February 8, 2008 (73 FR 7611–7613). The purpose of this notice is to inform the public that the U.S. Nuclear Regulatory Commission (NRC) will be preparing an environmental impact statement (EIS) in support of the review of the application for the COL and to provide the public with an opportunity to participate in the environmental scoping process as defined in 10 CFR 51.29. In addition, as outlined in 36 CFR 800.8, "Coordination with the National Environmental Policy Act (NEPA)," the NRC plans to coordinate compliance with Section 106 of the National Historic Preservation Act (NHPA), with steps taken to meet the requirements of the National Environmental Policy Act (NEPA) of 1969, as amended. Pursuant to 36 CFR 800.8(c), "Coordination with the National Environmental Policy Act (NEPA) of 1969, as amended, the NRC staff plans to coordinate compliance with Section 106 of the National Historic Preservation Act (NHPA) in lieu of the procedures set forth in 36 CFR 800.3 through 800.6.

In accordance with 10 CFR 51.45 and 51.50, TVA submitted the ER as part of the application. The ER was prepared pursuant to 10 CFR parts 51 and 52 and is available for public inspection at the NRC Public Document Room (PDR) located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland 20852, or from the Publicly Available Records component of NRC's Agency-wide Documents Access and Management System (ADAMS). ADAMS is accessible at <http://www.nrc.gov/reading-rm/adams.html>, which provides access through the NRC's Electronic Reading Room link. Persons who do not have access to ADAMS or who encounter problems in accessing

the documents located in ADAMS should contact the NRC's PDR Reference staff at 1–800–397–4209/301–415–4737 or by e-mail to [pdrc@nrc.gov](mailto:pdrc@nrc.gov). The application may also be viewed on the Internet at <http://www.nrc.gov/reactors/new-licensing/col/bellefonte.html>. In addition, the Scottsboro Public Library, 1002 South Broad Street, Scottsboro, AL 35768 has agreed to make the ER available for public inspection.

The following key reference documents related to the application and the NRC staff's review processes are available through the NRC's Web site at <http://www.nrc.gov>:

- a. 10 CFR part 51, Environmental Protection Regulations for Domestic Licensing and Related Regulatory Functions;
- b. 10 CFR part 52, Licenses, Certifications, and Approvals for Nuclear Power Plants;
- c. 10 CFR part 100, Reactor Site Criteria;
- d. NUREG–1555, Standard Review Plans for Environmental Reviews for Nuclear Power Plants;
- e. NUREG/BR–0298, Brochure on Nuclear Power Plant Licensing Process;
- f. Regulatory Guide 4.2, Preparation of Environmental Reports for Nuclear Power Stations;
- g. Regulatory Guide 4.7, General Site Suitability Criteria for Nuclear Power Stations; and
- h. Fact Sheet on Nuclear Power Plant Licensing Process.
- i. Regulatory 1.206, Combined License Applications for Nuclear Power Plants, and
- j. NRR Office Instruction LIC–203, Procedural Guidance for Preparing Environmental Assessments and Considering Environmental Issues.

The regulations, NUREG-series documents, regulatory guides, and fact sheet can be found under Document Collections in the Electronic Reading Room on the NRC Web page.

This notice advises the public that the NRC intends to gather the information necessary to prepare an EIS in support of the review of the application for COLs at the Bellefonte site. Possible alternatives to the proposed action (issuance of the COLs for the Bellefonte site) include no action, reasonable alternative energy sources, and alternate sites. The NRC is required by 10 CFR 52.18 to prepare an EIS in connection with the issuance of COLs. This notice is being published in accordance with NEPA and the NRC's regulations found in 10 CFR part 51.

The NRC will first conduct a scoping process for the COL and, as soon as practicable thereafter, will prepare a draft EIS for public comment.

Participation in this scoping process by members of the public, local, State, Tribal, and Federal government agencies is encouraged. The scoping process for the draft EIS will be used to accomplish the following:

- a. Define the proposed action that is to be the subject of the EIS;
- b. Determine the scope of the EIS and identify the significant issues to be analyzed in depth;
- c. Identify and eliminate from detailed study those issues that are peripheral or that are not significant.
- d. Identify any environmental assessments and other EISs that are being or will be prepared that are related to but are not part of the scope of the EIS being considered;
- e. Identify other environmental review and consultation requirements related to the proposed action;
- f. Identify parties consulting with the NRC under the NHPA, as set forth in 36 CFR 800.8 (c) (1) (i);
- g. Indicate the relationship between the timing of the preparation of the environmental analyses and the Commission's tentative planning and decision-making schedule;
- h. Identify any cooperating agencies and, as appropriate, allocate assignments for preparation and schedules for completing the EIS to the NRC and any cooperating agencies; and
- i. Describe how the EIS will be prepared, including any contractor assistance to be used.

*The NRC invites the following entities to participate in the scoping process:*

- a. The applicant;
- b. Any Federal agency that has jurisdiction by law or special expertise with respect to any environmental impact involved or that is authorized to develop and enforce relevant environmental standards;
- c. Affected State and local government agencies, including those authorized to develop and enforce relevant environmental standards including the State Historic Preservation Officer;
- d. Any affected Indian tribe including the Tribal Historic Preservation Officer;
- e. The Advisory Council on Historic Preservation;
- f. Any person who requests or has requested an opportunity to participate in the scoping process; and
- g. Any person who intends to petition for leave to intervene.

In accordance with 10 CFR 51.26, the scoping process for an EIS may include a public scoping meeting to help identify significant issues related to a proposed activity and to determine the scope of issues to be addressed in an EIS. The NRC will hold a public scoping

meeting for the EIS regarding TVA's COL application. The scoping meeting will be held at the Scottsboro Goosepond Civic Center, 1165 Ed Hembree Drive, Scottsboro, AL 35768, on Thursday, April 3, 2008. The meeting will convene at 1:30 p.m. and will continue until 4:30 p.m., and again at 7 p.m. and will continue until 10 p.m., as necessary. The meeting will be transcribed and will include the following: (1) An overview by the NRC staff of the NEPA environmental review process, the proposed scope of the EIS, and the proposed review schedule; (2) the opportunity for interested government agencies, organizations, and individuals to submit comments or suggestions on the environmental issues or the proposed scope of the EIS. Additionally, the NRC staff will host informal discussions for one hour prior to the start of each public meeting. No formal comments on the proposed scope of the EIS will be accepted during the informal discussions. To be considered, comments must be provided either at the transcribed public meeting or in writing, as discussed below. Persons may register to attend or present oral comments at the meeting on the NEPA scoping process by contacting Ms. Mallecia Hood by telephone at 1-800-368-5642, extension 0673 or by e-mail to the NRC at [Bellefonte.COLEIS@nrc.gov](mailto:Bellefonte.COLEIS@nrc.gov), no later than March 27, 2008. Members of the public may also register to speak at the meeting prior to the start of the session. Individual oral comments may be limited by the time available, depending on the number of persons who register. Members of the public who have not registered may also have an opportunity to speak, if time permits. If special equipment or accommodations are needed to attend or present information at the public meeting, the need should be brought to Ms. Hood's attention no later than March 18, 2008, so that the NRC staff can determine whether the request can be accommodated.

Members of the public may send written comments on the environmental scoping process for the EIS to the Chief, Rules and Directives Branch, Division of Administrative Services, Office of Administration, Mailstop T-6D59, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and should cite the publication date and page number of this **Federal Register** notice. Comments may be hand-delivered to the NRC at 11545 Rockville Pike, Rockville, Maryland, between 7:30 a.m. and 4:15 p.m. on federal workdays. To be considered in the scoping process, written comments must be postmarked

or delivered by April 25, 2008. Electronic comments may be sent by e-mail to the NRC at [Bellefonte.COLEIS@nrc.gov](mailto:Bellefonte.COLEIS@nrc.gov). Electronic submissions must be sent no later than April 25, 2008, to be considered in the scoping process. Comments will be available electronically and will be accessible through the NRC's Electronic Reading Room link <http://www.nrc.gov/reading-rm/adams.html> at the NRC Homepage.

Participation in the scoping process for the EIS does not entitle participants to become parties to the proceeding to which the EIS relates. Notice of a hearing regarding the application for COLs was the subject of the aforementioned **Federal Register** notice (73 FR 7611).

At the conclusion of the scoping process, the NRC will prepare a concise summary of the determination and conclusions reached regarding submitted comments including the significant issues identified and will send a copy of the summary to each participant in the scoping process. The summary will also be available for inspection through the Electronic Reading Room link. The staff will then prepare and issue for comment the draft EIS, which will be the subject of separate notices and a separate public meeting. Copies will be available for public inspection at the above-mentioned addresses and one copy per request will be provided free of charge. After receipt and consideration of the comments, the NRC will prepare a final EIS, which will also be available for public inspection.

Information about the proposed action, the EIS, and the scoping process may be obtained from Ms. Mallecia Hood at 301-415-0673 or by e-mail at [mah2@nrc.gov](mailto:mah2@nrc.gov).

Dated at Rockville, Maryland, this 14th day of February, 2008.

For the Nuclear Regulatory Commission.

**James E. Lyons,**

*Director, Division of Site and Environmental Reviews, Office of New Reactors.*

[FR Doc. E8-3212 Filed 2-20-08; 8:45 am]

**BILLING CODE 7590-01-P**

## **NUCLEAR REGULATORY COMMISSION**

### **NRC Regulatory Issue Summary 2007-26, Implementation of Certification of Compliance Amendments to Previously Loaded Spent Fuel Storage Casks (RIS 2007-26)**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of meeting; solicitation of public comments.

**SUMMARY:** The Nuclear Regulatory Commission (NRC) will host a meeting with the public to receive comments on NRC Regulatory Issue Summary 2007-26, *Implementation of Certification of Compliance Amendments to Previously Loaded Spent Fuel Storage Casks* (RIS 2007-26).

*Purpose:* To serve as a forum for members of the public to provide oral comments on RIS 2007-26 published for comment in the **Federal Register** on January 14, 2008 (73 FR 2281).

**DATES:** Friday, February 29, 2008, from 9:30 a.m. to 11:30 a.m.

**ADDRESSES:** 6003 Executive Boulevard, Rockville, Maryland 20852, Room 1B13.

*Meeting Agenda:* I. Welcome, Introductions, and Purpose of Meeting (10 minutes); II. Describe RIS 2007-26 and Other Associated NRC Actions (20 minutes); and III. Receive Comments and Address Questions (remaining time).

**FOR FURTHER INFORMATION CONTACT:**

Stewart Brown, e-mail address: [swb1@nrc.gov](mailto:swb1@nrc.gov) (301), telephone number: (301) 492-3317.

### **Conduct of the Meeting**

This is a Category 3 Meeting. The public is invited to participate in this meeting providing comments and asking questions throughout the meeting. The NRC's Policy Statement, "Enhancing Public Participation on NRC Meetings," effective May 28, 2002, applies to this meeting (67 FR 36920). The policy statement may be found on the NRC Web site, <http://www.nrc.gov>, and contains information regarding visitors and security. The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If a member of the public needs a reasonable accommodation to participate in the meeting, or needs the meeting notice or the transcript or other information from the meeting in another format (e.g., Braille, large print), please notify the NRC's meeting contact. Determinations on requests for reasonable accommodations will be made on a case-by-case basis.

Dated at Rockville, Maryland, this 14th day of February 2008.

For the Nuclear Regulatory Commission.

**Stewart W. Brown,**

*Senior Project Manager, Licensing Branch, Division of Spent Fuel Storage and Transportation, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. E8-3213 Filed 2-20-08; 8:45 am]

**BILLING CODE 7590-01-P**