

### *Technical Analysis of the Proposed Action*

10 CFR 30.11(a) states that the Commission may grant such exemptions from the requirements of the regulations as it determines are authorized by law, will not endanger life or property or the common defense and security, and are otherwise in the public interest. The NRC staff has analyzed the Licensee's request to be authorized to receive and take possession of sealed sources and devices which have not been registered with the NRC under 10 CFR 32.210 or with an Agreement State. The NRC staff considered that the Licensee is qualified by sufficient training and experience and has sufficient facilities and equipment to handle these sources and devices. Furthermore, NRC inspections have evaluated the Licensee's performance and determined that the Licensee has safely handled these unregistered sources for many years. Accordingly, the NRC staff has concluded that granting this exemption is authorized by law, will not endanger life or property or the common defense and security, and is in the public interest.

### *Environmental Impacts of the Proposed Action*

The proposed action is largely administrative in nature. Approving this exemption will have no environmental impact.

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

Due to the largely administrative nature of the proposed action, its environmental impacts are small. Additionally, denying the exemption request would result in no change in current environmental impacts. The environmental impacts of the proposed action and the no-action alternative are therefore similar, and the no-action alternative is accordingly not further considered.

### *Conclusion*

The NRC staff has concluded that the proposed action will not significantly impact the quality of the human environment. The NRC staff concludes that the proposed action is the preferred alternative.

### *Agencies and Persons Consulted*

The NRC staff has determined that the proposed action is of a procedural nature, and will not affect listed species or critical habitat. Therefore, no further consultation is required under Section 7 of the Endangered Species Act. The NRC staff has also determined that the proposed action is not the type of

activity that has the potential to cause effects on historic properties. Therefore, no further consultation is required under Section 106 of the National Historic Preservation Act.

### **III. Finding of No Significant Impact**

The NRC staff has prepared this EA in support of the proposed action. On the basis of this EA, the NRC finds that there are no significant environmental impacts from the proposed action, and that preparation of an environmental impact statement is not warranted. Accordingly, the NRC has determined that a Finding of No Significant Impact is appropriate.

### **IV. Further Information**

Documents related to this action, including the application for exemption 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 documents related to this action are listed below, along with their ADAMS accession numbers.

1. Licensee renewal application dated December 29, 2004 [ML081780249]
2. Licensee letter received November 1, 2005 [ML081780216]

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 1-800-397-4209, 301-415-4737, or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@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 Region I, 475 Allendale Road, King of Prussia, Pennsylvania this 26th day of June 2008.

For the Nuclear Regulatory Commission.

**James P. Dwyer,**

*Chief, Commercial and R&D Branch, Division of Nuclear Materials Safety, Region I.*

[FR Doc. E8-15673 Filed 7-9-08; 8:45 am]

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## **NUCLEAR REGULATORY COMMISSION**

### **Notice of Issuance of Regulatory Guide**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Issuance and Availability of Regulatory Guide 10.6, Revision 2.

### **FOR FURTHER INFORMATION CONTACT:**

Mark Orr, Regulatory Guide Development Branch, Division of Engineering, Office of Nuclear Regulatory Research, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone (301) 415-6373 or e-mail to [Mark.Orr@nrc.gov](mailto:Mark.Orr@nrc.gov).

### **SUPPLEMENTARY INFORMATION:**

#### **I. Introduction**

The U.S. Nuclear Regulatory Commission (NRC) is issuing a revision to an existing guide in the agency's "Regulatory Guide" series. This series was developed to describe and make available to the public information such as methods that are acceptable to the NRC staff for implementing specific parts of the agency's regulations, techniques that the staff uses in evaluating specific problems or postulated accidents, and data that the staff needs in its review of applications for permits and licenses.

Revision 2 of Regulatory Guide 10.6, "Guide for the Preparation of Applications for an Industrial Radiography License," was issued with a temporary identification as Draft Regulatory Guide DG-0016. This guide directs the reader to the type of information needed by the NRC staff to evaluate an application for an industrial radiography (radiography) license. The term "radiography" as used in this guide means an examination of the structure of materials by nondestructive methods using ionizing radiation from gamma-emitting byproduct materials (radioisotopes) to produce radiographic images. This guide does not address the research and development of radiography devices or associated equipment, or the commercial aspects of manufacturing, distributing, and servicing such devices and equipment.

The regulatory framework that the NRC has established for radiography includes Title 10, Part 30, "Rules of General Applicability to Domestic Licensing of Byproduct Material," of the *Code of Federal Regulations* (10 CFR part 30); 10 CFR part 34, "Licenses for Industrial Radiography and Radiation Safety Requirements for Industrial Radiographic Operations;" and NRC Form 313, "Application for Materials License."

This regulatory guide endorses the methods and procedures contained in the current revision of NUREG-1556, Volume 2, "Consolidated Guidance About Material Licenses: Program-Specific Guidance About Industrial

Radiography Licenses,” as a process that the NRC staff finds acceptable for meeting the regulatory requirements and providing the criteria for evaluating a radiography license application.

II. Further Information

In January 2008, DG-0016 was published with a public comment period of 60 days from the issuance of the guide. No comments were received and the public comment period closed on April 18, 2008. Electronic copies of Regulatory Guide 10.6, Revision 2 are available through the NRC’s public Web site under “Regulatory Guides” at http://www.nrc.gov/reading-rm/doc-collections/.

In addition, regulatory guides are available for inspection at the NRC’s Public Document Room (PDR), which is located at Room O-1F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852-2738. The PDR’s mailing address is USNRC PDR, Washington, DC 20555-0001. The PDR can also be reached by telephone at (301) 415-4737 or (800) 397-4209, by fax at (301) 415-3548, and by e-mail to pdr@nrc.gov.

Regulatory guides are not copyrighted, and NRC approval is not required to reproduce them.

Dated at Rockville, Maryland, this 2nd day of July, 2008.

For the Nuclear Regulatory Commission.

Stephen C. O’Connor, Chief, Regulatory Guide Development Branch, Division of Engineering, Office of Nuclear Regulatory Research.

[FR Doc. E8-15677 Filed 7-9-08; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

Advisory Committee on Reactor Safeguards Meeting of the ACRS Subcommittee; Notice of Meeting

The ACRS Subcommittee on Plant Operations & Fire Protection will hold

a meeting on July 24, 2007, at the U.S. NRC Region III, 2443 Warrentonville Road, Lisle, IL.

The entire meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows:

Thursday July 24, 2008—8:30 a.m.—2:30 p.m.

The Subcommittee and Region III will discuss implementation of significant safety issues and programs.

Members of the public desiring to provide oral statements and/or written comments should notify the Designated Federal Official, Ms. Maitri Banerjee (telephone 301-415-6973) five days prior to the meeting, if possible, so that appropriate arrangements can be made. Electronic recordings will be permitted.

Further information regarding this meeting can be obtained by contacting the Designated Federal Official between 6:45 a.m. and 3:30 p.m. (ET). Persons planning to attend this meeting are urged to contact the above named individual at least two working days prior to the meeting to be advised of any potential changes to the agenda.

Dated: July 2, 2008.

Christopher L. Brown, Acting Branch Chief, ACRS.

[FR Doc. E8-15691 Filed 7-9-08; 8:45 am]

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OFFICE OF MANAGEMENT AND BUDGET

Public Availability of Fiscal Year 2007 Agency Inventories Under the Federal Activities Inventory Reform Act

AGENCY: Office of Management and Budget, Executive Office of the President.

ACTION: Notice of Public Availability of Agency Inventory of Activities That Are Not Inherently Governmental and of Activities That Are Inherently Governmental.

SUMMARY: The Federal Activities Inventory Reform (FAIR) Act, Public Law 105-270, requires agencies to develop inventories each year of activities performed by their employees that are not inherently governmental—i.e., inventories of commercial activities. The FAIR Act further requires OMB to review the inventories in consultation with the agencies and publish a notice of public availability in the Federal Register after the consultation process is completed. In accordance with the FAIR Act, OMB is publishing this notice to announce the availability of inventories from the agencies listed below. These inventories identify both commercial activities and activities that are inherently governmental.

This is the second and final release of the FAIR Act inventories for FY 2007. Interested parties who disagree with the agency’s initial judgment may challenge the inclusion or the omission of an activity on the list of activities that are not inherently governmental within 30 working days and, if not satisfied with this review, may appeal to a higher level within the agency.

The Office of Federal Procurement Policy has made available a FAIR Act User’s Guide through its Internet site: http://www.whitehouse.gov/omb/procurement/fair-index.html. This User’s Guide will help interested parties review FY 2007 FAIR Act inventories.

Paul A. Denett, Administrator.

SECOND FAIR ACT RELEASE FY 2007

Table with 2 columns: Agency Name and Contact Information. Includes African Development Foundation, American Battle Monuments Commission, Arlington National Cemetery, Armed Forces Retirement Home, Broadcasting Board of Governors, Consumer Product Safety Commission, Court Services and Offender Supervision Agency for the District of Columbia, Department of Defense, Department of Defense (IG), Department of Energy, and Department of Labor (IG).