

For the Nuclear Regulatory Commission.  
**Tremaine Donnell,**  
*NRC Clearance Officer, Office of Information Services.*

[FR Doc. 2010-6470 Filed 3-23-10; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket No. NRC-2010-0118]

### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** U.S. Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of pending NRC action to submit an information collection request to the Office of Management and Budget (OMB) and solicitation of public comment.

**SUMMARY:** The NRC invites public comment about our intention to request the OMB's approval for renewal of an existing information collection that is summarized below. We are required to publish this notice in the **Federal Register** under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35).

Information pertaining to the requirement to be submitted:

1. *The title of the information collection:* 10 CFR Part 52, "Licenses, Certifications, and Approvals for Nuclear Power Plants"
2. *Current OMB approval number:* 3150-0151.
3. *How often the collection is required:* Whenever applications are made for Early Site Permits (ESPs), Standard Design Certifications (SDCs), Combined Licenses (COLs), Standard Design Approvals (SDAs), or Manufacturing Licenses (MLs); and every 10 to 20 years for applications for renewal.
4. *Who is required or asked to report:* Designers of commercial nuclear power plants (NPPs), electric power companies, and any person eligible under the Atomic Energy Act to apply for ESPs, SDCs, COLs, or MLs.
5. *The number of annual respondents:* 14.
6. *The number of hours needed annually to complete the requirement or request:* 207,244 hours (194,341 hours reporting + 12,903 hours recordkeeping).
7. *Abstract:* 10 CFR Part 52 establishes requirements for the granting of ESPs, certifications of standard NPP designs, and licenses which combine in a single license a construction permit, and an operating license with conditions, OLs,

MLs, SDAs, and pre-application reviews of site suitability issues. Part 52 also establishes requirements for renewal of those approvals, permits, certifications, and licenses; amendments to them; exemptions from certifications; and variances from ESPs.

NRC uses the information collected to assess the adequacy and suitability of an applicant's site, plant design, construction, training and experience, and plans and procedures for the protection of public health and safety. The NRC review of such information and the findings derived from that information form the basis of NRC decisions and actions concerning the issuance, modification or revocation of site permits, DCs, COLs, and MLs for NPPs.

Submit, by May 24, 2010, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?
2. Is the burden estimate accurate?
3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?
4. How can the burden of the information collection be minimized, including the use of automated collection techniques or other forms of information technology?

A copy of the draft supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville Pike, Room O-1 F21, Rockville, MD 20852. OMB clearance requests are available at the NRC worldwide Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice. Comments submitted in writing or in electronic form will be made available for public inspection. Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want to be publicly disclosed. Comments submitted should reference Docket No. NRC-2010-0118. You may submit your comments by any of the following methods. *Electronic comments:* Go to <http://www.regulations.gov> and search for Docket No. NRC-2010-0118. Mail comments to NRC Clearance Officer, Tremaine Donnell (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Questions about the information collection requirements may be directed to the NRC Clearance Officer, Tremaine

Donnell (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, by telephone at 301-415-6258, or by e-mail to [INFOCOLLECTS.Resource@NRC.GOV](mailto:INFOCOLLECTS.Resource@NRC.GOV).

Dated at Rockville, Maryland, this 17th day of March, 2010.

For the Nuclear Regulatory Commission.

**Tremaine Donnell,**  
*NRC Clearance Officer, Office of Information Services.*

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## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-266 And 50-301; NRC-2010-0123]

### FPL Energy Point Beach, LLC; Point Beach Nuclear Plant, Units 1 and 2; Environmental Assessment and Finding of No Significant Impact

The U.S. Nuclear Regulatory Commission (NRC) is considering issuance of an Exemption, pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Section 73.5, "Specific exemptions," from the implementation date for one new requirement of 10 CFR Part 73, "Physical protection of plants and materials," for Renewed Facility Operating License Nos. DPR-24 and DPR-27, issued to FPL Energy Point Beach, LLC (FPLE, the licensee), for operation of the Point Beach Nuclear Plant, Units 1 and 2 (PBNP), located in Manitowoc County, Wisconsin. Therefore, as required by 10 CFR 51.21, the NRC performed an environmental assessment. Based on the results of the environmental assessment, the NRC is issuing a finding of no significant impact.

#### Environmental Assessment

##### Identification of the Proposed Action

The proposed action would exempt PBNP from the required implementation date of March 31, 2010, for one new requirement of 10 CFR Part 73. Specifically, PBNP would be granted an exemption from being in full compliance with a new requirement contained in 10 CFR 73.55 by the March 31, 2010, deadline. FPLE has proposed an alternate full compliance implementation date of May 28, 2010, approximately 2 months beyond the date required by 10 CFR Part 73. The proposed action, an extension of the schedule for completion of one action required by the revised 10 CFR Part 73, does not involve any physical changes to the reactor, fuel, plant structures,

support structures, water, or land at the PBNP site.

The proposed action is in accordance with the licensee's application dated February 26, 2010, which was superseded by letter dated March 11, 2010.

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

The proposed action is needed to provide the licensee with additional time to perform the required upgrades to the PBNP security system due to unforeseen circumstances such as adverse weather, material delivery and testing constraints.

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

The NRC has completed its environmental assessment of the proposed exemption. The staff has concluded that the proposed action to extend the implementation deadline would not significantly affect plant safety and would not have a significant adverse effect on the probability of an accident occurring.

The proposed action would not result in an increased radiological hazard beyond those previously analyzed in the environmental assessment and finding of no significant impact made by the Commission in promulgating its revisions to 10 CFR Part 73 as discussed in a **Federal Register** notice dated March 27, 2009 (74 FR 13967). There will be no change to radioactive effluents that affect radiation exposures to plant workers and members of the public. Therefore, no changes or different types of radiological impacts are expected as a result of the proposed exemption.

The proposed action does not result in changes to land use or water use, or result in changes to the quality or quantity of non-radiological effluents. No changes to the National Pollution Discharge Elimination System permit are needed. No effects on the aquatic or terrestrial habitat in the vicinity of the plant, or to threatened, endangered, or protected species under the Endangered Species Act, or impacts to essential fish habitat covered by the Magnuson-Steven's Act are expected. There are no impacts to the air or ambient air quality. There are no impacts to historical and cultural resources. There would be no impact to socioeconomic resources. Therefore, no changes to or different types of non-radiological environmental impacts are expected as a result of the proposed exemption.

Accordingly, the NRC concludes that there are no significant environmental impacts associated with the proposed action. In addition, in promulgating its

revisions to 10 CFR Part 73, the Commission prepared an environmental assessment and published a finding of no significant impact [Part 73, Power Reactor Security Requirements, 74 FR 13926, 13967 (March 27, 2009)].

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, if granted.

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

As an alternative to the proposed action, the NRC staff considered denial of the proposed action (*i.e.*, the "no-action" alternative). Denial of the exemption request would result in no change in current environmental impacts. If the proposed action was denied, the licensee would have to comply with the March 31, 2010, implementation deadline. The environmental impacts of the proposed exemption and the "no action" alternative are similar.

#### *Alternative Use of Resources*

The action does not involve the use of any different resources than those considered in the Final Environmental Statement for PBNP, dated May 1972 and in NUREG-1437, Supplement 23, "Generic Environmental Impact Statement for License Renewal of Nuclear Plants [regarding Point Beach Nuclear Plant, Units 1 and 2]," dated August 2005.

#### *Agencies and Persons Consulted*

In accordance with its stated policy, on March 12, 2010, the NRC staff consulted with the Wisconsin State official, Jeff Kitsemel, 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 March 11, 2010. Portions of the document contain security-related information and, accordingly, are not available to the public. Other parts of the document 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 O-1F21, 11555 Rockville Pike (first floor),

Rockville, Maryland 20852. Publicly available records will be accessible electronically from the Agencywide Document 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 document located in ADAMS should contact the NRC PDR Reference staff by telephone at 1-800-397-4209 or 301-415-4737, or send an e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

Dated at Rockville, Maryland, this 17th day of March, 2010.

For the Nuclear Regulatory Commission.

#### **Justin C. Poole,**

*Project Manager, Plant Licensing Branch III-1, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

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## **NUCLEAR REGULATORY COMMISSION**

[Docket No. 52-017; NRC-2008-0149]

### **Virginia Electric and Power Company d/b/a/Dominion Virginia Power, and Old Dominion Electric Cooperative; Notice of Availability of the Final Supplemental Environmental Impact Statement for North Anna Power Station Unit 3 Combined License Application**

Notice is hereby given that the U.S. Nuclear Regulatory Commission (NRC) has published a final Supplemental Environmental Impact Statement (SEIS), NUREG-1917, for the North Anna, Unit 3 Combined License (COL) application. The SEIS is a supplement to the Environmental Impact Statement (EIS) for an Early Site Permit (ESP) at the North Anna ESP Site, NUREG-1811, dated December 2006. The North Anna Site is located near the Town of Mineral in Louisa County, VA, on the southern shore of Lake Anna. A notice of availability of the draft SEIS was published in the **Federal Register** on December 24, 2008 (73 FR 79196). The purpose of this notice is to inform the public that the final SEIS, NUREG-1917 for the North Anna, Unit 3 COL application is available for public inspection in the NRC Public Document Room (PDR) located at One White Flint North, 11555 Rockville Pike (First Floor), Rockville, MD 20852 or from the Publicly Available Records (PARS) component of NRC Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible