

[FR Doc. 2010-18831 Filed 7-30-10; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-71,014]

#### Jeld-Wen, Inc., Hawkins Window Division, Including On-Site Leased Workers of Nicolet Staffing, Hawkins, WI; Notice of Negative Determination on Reconsideration

On December 3, 2009, the Department issued an Affirmative Determination Regarding Application for Reconsideration for the workers and former workers of the subject firm. The Department's Notice of determination was published in the **Federal Register** on December 11, 2009 (74 FR 65790).

The initial investigation resulted in a denial based on the findings that subject firm and customer imports of wood- and aluminum-clad windows and patio doors did not contribute to worker group separations and that the subject firm neither shifted to, nor acquired from, a foreign country the production of like or directly competitive articles.

In the request for reconsideration, the petitioners requested that additional customer surveys be conducted.

During the reconsideration investigation, the Department conducted a survey of six additional major declining customers of the subject firm regarding their purchases of wood- and aluminum-clad windows and patio doors during 2007, 2008, January through April 2008, and January through April 2009. The survey included one customer who accounted for 17 percent of the subject firm's total sales during 2007 and 2008, and another customer who accounted for 14 percent of the subject firm's total sales during January through May 2009. In total, the surveyed accounted for 91 percent of the decline in total subject firm sales from 2007 to 2008, and 20 percent of the decline in total subject firm sales during January through April 2009 as compared with the same four months in 2008.

The survey conducted during the reconsideration investigation revealed negligible customer imports of wood- and aluminum-clad windows and patio doors during 2007, 2008, and during January through April 2009.

#### Conclusion

After reconsideration, I affirm the original notice of negative determination of eligibility to apply for worker adjustment assistance for

workers and former workers of Jeld-Wen, Inc., Hawkins Window Division, including on-site leased workers of Nicolet Staffing, Hawkins, Wisconsin.

Signed at Washington, DC, this 16th day of July 2010.

**Del Min Amy Chen,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employee Benefits Security Administration

#### Advisory Council on Employee Welfare and Pension Benefit Plans; Nominations for Vacancies

Section 512 of the Employee Retirement Income Security Act of 1974 (ERISA), 88 Stat. 895, 29 U.S.C. 1142, provides for the establishment of an Advisory Council on Employee Welfare and Pension Benefit Plans (the Council), which is to consist of 15 members to be appointed by the Secretary of Labor (the Secretary) as follows: three representatives of employee organizations (at least one of whom shall be a representative of an organization whose members are participants in a multiemployer plan); three representatives of employers (at least one of whom shall be a representative of employers maintaining or contributing to multiemployer plans); one representative each from the fields of insurance, corporate trust, actuarial counseling, investment counseling, investment management, and accounting; and three representatives from the general public (one of whom shall be a person representing those receiving benefits from a pension plan). No more than eight members of the Council shall be members of the same political party.

Members shall be persons qualified to appraise the programs instituted under ERISA. Appointments are for terms of three years. The prescribed duties of the Council are to advise the Secretary with respect to the carrying out of his or her functions under ERISA, and to submit to the Secretary, or his or her designee, recommendations with respect thereto. The Council will meet at least four times each year.

The terms of five members of the Council expire on November 14, 2010. The groups or fields they represent are as follows: (1) Employee organizations (representing an organization whose members are participants in a multiemployer plan); (2) employers

(representing employers maintaining or contributing to multiemployer plans); (3) accounting; (4) insurance; and (5) the general public. The Department of Labor is committed to equal opportunity in the workplace and seeks a broad-based and diverse ERISA Advisory Council.

Accordingly, notice is hereby given that any person or organization desiring to recommend one or more individuals for appointment to the Advisory Council on Employee Welfare and Pension Benefit Plans, to represent any of the groups or fields specified in the preceding paragraph, may submit recommendations to Larry Good, ERISA Advisory Council Executive Secretary, Frances Perkins Building, U.S. Department of Labor, 200 Constitution Avenue, NW., Suite N-5623, Washington, DC 20210, or to [good.larry@dol.gov](mailto:good.larry@dol.gov). Recommendations must be submitted on or before September 17, 2010. Recommendations may be in the form of a letter, resolution or petition, signed by the person making the recommendation or, in the case of a recommendation by an organization, by an authorized representative of the organization. Recommendations should include the position for which the nominee is recommended and the nominee's full name, mailing address, phone number, and e-mail address. The recommendation also must state that the candidate will accept appointment to the Council if offered.

Nominees will be contacted to provide information on their political affiliation and their status as registered lobbyists. Nominees should be aware of the time commitment for attending meetings and actively participating in the work of the Council. Historically, this has meant a commitment of 15-20 days per year.

**Michael L. Davis,**

*Deputy Assistant Secretary, Employee Benefits Security Administration.*

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## NUCLEAR REGULATORY COMMISSION

[NRC-2010-0265]

### Draft Regulatory Guide: Issuance, Availability

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Issuance and Availability of Draft Regulatory Guide, DG-3030, "Nuclear Criticality Safety Standards for Fuels and Material Facilities."

**FOR FURTHER INFORMATION CONTACT:**

Tamara D. Powell, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone: (301) 492-3211 or e-mail [Tamara.Powell@nrc.gov](mailto:Tamara.Powell@nrc.gov).

**SUPPLEMENTARY INFORMATION:****I. Introduction**

The U.S. Nuclear Regulatory Commission (NRC) is issuing for public comment a draft guide in the agency's "Regulatory Guide" series. This series was developed to describe and make available to the public such information as methods that are acceptable to the NRC staff for implementing specific parts of the NRC'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.

The draft regulatory guide (DG), entitled, "Nuclear Criticality Safety Standards for Fuels and Material Facilities," is temporarily identified by its task number, DG-3030, which should be referenced in all related correspondence. DG-3030 is proposed Revision 2 of Regulatory Guide 3.71, dated October 2005.

Draft regulatory guide DG-3030 provides applicants, licensees and certificate holders with updated guidance concerning criticality safety standards that the U.S. Nuclear Regulatory Commission (NRC) has endorsed for use with nuclear fuels and material facilities. As such, DG-3030 describes methods that the NRC staff considers acceptable for complying with the NRC's regulations in Title 10, of the *Code of Federal Regulations*, parts 70, "Domestic Licensing of Special Nuclear Material," and 76, "Certification of Gaseous Diffusion Plants" (10 CFR parts 70 and 76).

Pursuant to 10 CFR 70.20, a specific license is required to acquire, deliver, receive, possess, use, transfer, import, or export special nuclear material, and applications for such licenses must, pursuant to 10 CFR 70.22(a)(8), include proposed procedures to avoid nuclear criticality accidents. Similarly, 10 CFR part 76 certificate holders are required by 10 CFR 76.87(c) to include in their technical safety requirements procedures and/or equipment that address criticality prevention.

The NRC staff has developed DG-3030 to provide guidance on complying with these portions of the NRC's regulations. DG-3030 describes procedures for preventing nuclear criticality accidents in operations that involve handling, processing, storing, and/or transporting special nuclear material at fuel and material facilities.

DG-3030 endorses specific nuclear criticality safety standards developed by the American Nuclear Society's Standards Subcommittee 8 (ANS-8), "Operations with Fissionable Materials Outside Reactors." DG-3030 is not intended for use by nuclear reactor licensees.

**II. Further Information**

The NRC staff is soliciting comments on DG-3030. Comments may be accompanied by relevant information or supporting data and should mention DG-3030 in the subject line. Comments submitted in writing or in electronic form will be made available to the public in their entirety through the NRC's Agencywide Documents Access and Management System (ADAMS).

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.

The NRC requests that any party soliciting or aggregating comments received from other persons for submission to the NRC inform those persons that the NRC will not edit their comments to remove any identifying or contact information, and therefore, they should not include any information in their comments that they do not want publicly disclosed. You may submit comments by any of the following methods:

1. *Mail comments to:* Rules, Announcements, and Directives Branch, Mail Stop: TWB-05-B01M, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

2. *Federal e-Rulemaking Portal:* Go to <http://www.regulations.gov> and search for documents filed under Docket ID [NRC-2010-0265]. Address questions about NRC dockets to Carol Gallagher, 301-492-3668; e-mail [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

3. *Fax comments to:* Rules, Announcements, and Directives Branch, Office of Administration, U.S. Nuclear Regulatory Commission at (301) 492-3446.

Comments would be most helpful if received by September 29, 2010. Comments received after that date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.

Requests for technical information about DG-3030 may be directed to the NRC contact, Tamara D. Powell at (301) 492-3211 or e-mail [Tamara.Powell@nrc.gov](mailto:Tamara.Powell@nrc.gov).

Electronic copies of DG-3030 are available through the NRC's public Web site under Draft Regulatory Guides in the "Regulatory Guides" collection of the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/doc-collections/>. Electronic copies are also available in ADAMS (<http://www.nrc.gov/reading-rm/adams.html>), under Accession No. ML100950065. The regulatory analysis may be found in ADAMS under Accession No. ML101440446.

In addition, regulatory guides are available for inspection at the NRC's Public Document Room (PDR) located at 11555 Rockville Pike, Rockville, Maryland. 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) 397-4205, by fax at (301) 415-3548, and by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

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Dated at Rockville, Maryland, this 22nd day of July 2010.

For the Nuclear Regulatory Commission.

**Harriet Karagiannis,**

*Acting Chief, Regulatory Guide Development Branch, Division of Engineering, Office of Nuclear Regulatory Research.*

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**NUCLEAR REGULATORY COMMISSION**

[NRC-2010-0267]

**Notice of Public Workshop on a Potential Rulemaking for Spent Nuclear Fuel Reprocessing Facilities**

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

**ACTION:** Notice of Public Workshop.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) plans to conduct two public workshops to solicit public input on major issues associated with the development of a regulatory basis document that, if necessary, will form the basis of a potential rulemaking for spent nuclear fuel reprocessing facilities. The public workshops are intended to solicit the views of representatives of interests that may be affected by a potential rulemaking for reprocessing facilities. Members of the public are invited to provide written