

Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

*o. Filing and Service of Responsive Documents*—All filings must (1) bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers.

*p. Agency Comments*—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Dated: January 24, 2012.

**Kimberly D. Bose,**  
Secretary.

[FR Doc. 2012-2005 Filed 1-30-12; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### National Nuclear Security Administration

#### Revised Fee Policy for Acceptance of Foreign Research Reactor Spent Nuclear Fuel From High-Income Economy Countries

**AGENCY:** National Nuclear Security Administration, Department of Energy.

**ACTION:** Notice of a change in the fee policy.

**SUMMARY:** This notice announces a change in the fee policy by the Department of Energy (DOE) for receipt and management of spent nuclear fuel (SNF) from foreign research reactors (FRR) containing uranium enriched in the U.S. in countries with high-income economies, as identified in the World Bank Development Report. The fee will increase in three phases (See Table 1) for all future SNF shipments (including Training, Research, Isotopes, General Atomics (TRIGA) from high-income economy countries. The first phase will take effect immediately and the fee will increase from no higher than \$3,750 per kg total mass (not heavy metal mass) to \$5,625 per kg total mass for SNF containing low enriched uranium (LEU). The second phase will be implemented automatically on January 1, 2014, and the fees will increase from \$5,625 per kg

total mass to \$7,500 per kg total mass for shipments of SNF containing LEU and from no higher than \$4,500 per kg total mass to \$6,750 per kg total mass for SNF containing highly enriched uranium (HEU). The third phase will be implemented automatically on January 1, 2016, and the fee will increase from \$6,750 per kg total mass to \$9,000 per kg total mass for shipments of SNF containing HEU. DOE is also implementing a new minimum fee of \$200,000 per shipment of any type and amount of eligible SNF to reflect a minimum cost of providing acceptance services. This minimum fee will take effect immediately. In the case where a reactor operator already has a signed and executed contract with DOE, DOE intends to negotiate an equitable adjustment to the fee in accordance with this revised fee policy. Under this revised fee policy, the fee for return of TRIGA fuel will be the same as that of aluminum based fuel. All other aspects of the fee policy are unaffected by this Notice.

This is the first fee increase since the fee policy was established in 1996, and will help DOE offset a portion of the increase in operation costs of managing SNF. DOE will continue to pay the costs for shipping, receipt and management of SNF from other than high-income economy countries. All other conditions and policies as previously established for acceptance of FRR SNF will continue to apply. DOE reserves the right to revise the fee policy at any time to respond to changed circumstances. DOE also reserves the right to adjust the fee set in an acceptance contract if there are unique and compelling circumstances that make it in DOE's best interest to do so.

**DATES: Effective dates:** Minimum fee January 31, 2012; First phase—January 31, 2012; Second phase—January 1, 2014; Third phase—January 1, 2016.

**FOR FURTHER INFORMATION CONTACT:** Mr. Andrew Bieniawski, Assistant Deputy Administrator for Global Threat Reduction (NA-21), U.S. Department of Energy, National Nuclear Security Administration, 1000 Independence Avenue SW., Washington, DC 20585, Telephone (202) 586-0775.

**SUPPLEMENTARY INFORMATION:** DOE's policy concerning recovery of FRR SNF containing uranium enriched in the U.S. is described in the "Record of Decision (ROD) for the Final Environmental Impact Statement on a Proposed Nuclear Weapons Nonproliferation Policy Concerning Foreign Research Reactor Spent Nuclear Fuel" (61 FR 25092, May 17, 1996). In the ROD, DOE stated that it would announce a fee

policy for acceptance of FRR SNF and that the policy could be changed as necessary to reflect changes in cost or new information relevant to the policy. In 1996, DOE established the fee policy and published it in a **Federal Register Notice**, (61 FR 26507, May 28, 1996). The policy was subsequently revised only to address the question of how, during the course of the acceptance program, a change in the economic status of the country from which SNF is shipped would affect the fee charged for participation (64 FR 18006, April 13, 1999). The maximum fees have remained constant since the establishment of the fee policy in 1996, even though the costs of SNF management have risen dramatically. DOE is revising its fee policy to take into account this rise in costs.

DOE has decided to increase the maximum fees by 100% (from its current rates) in three phases (See Table 1) for all future SNF shipments (including TRIGA fuels), which should minimize the impact to the high-income economy countries and allow those countries adequate time to plan for additional funding.

- The first phase will take effect January 31, 2012; and the fee will increase from no higher than \$3,750 per kg total mass to \$5,625 per kg of total mass for SNF shipments containing LEU.

- The second phase will be implemented automatically on January 1, 2014 and the fee will increase from \$5,625 per kg of total mass to \$7,500 per kg total mass for SNF shipments containing LEU and from no higher than \$4,500 per kg total mass to \$6,750 per kg total mass for SNF shipments containing HEU.

- The third phase will be implemented automatically on January 1, 2016, and the fee will increase from \$6,750 per kg total mass to \$9,000 per kg total mass for SNF shipments containing HEU.

- DOE is also implementing a new minimum fee of \$200,000 per shipment of any type and amount of eligible SNF to reflect a minimum cost of providing acceptance services, which is consistent with past approaches of implementing the FRR SNF fee policy and reflects a more appropriate portion of the cost of providing acceptance services. This minimum fee will take effect January 31, 2012.

- In the case where a reactor operator already has a signed and executed contract with DOE, DOE intends to negotiate an equitable adjustment to the fee in accordance with this revised fee policy.

- Under this revised fee policy the fee for return of TRIGA fuel will be the same as that of aluminum based fuel, as noted above.

TABLE 1—SUMMARY OF FEE POLICY

Effective dates	Aluminum based fuel		Training, Research, Isotopes, General Atomics (TRIGA)	
	LEU	HEU	LEU	HEU
Current Rates .....	\$3,750	\$4,500	\$4,500	\$4,500
Date of Publication in <b>Federal Register</b> .....	5,625	4,500	5,625	4,500
January 1, 2014 .....	7,500	6,750	7,500	6,750
January 1, 2016 .....	7,500	9,000	7,500	9,000

The Department of Energy is also implementing a new minimum fee of \$200,000 per shipment of any type and amount of eligible fuel to reflect a minimum cost of providing acceptance services.  
 All rates are “per kg total mass” (not heavy metal mass).  
 The first phase of the change in the current fee policy takes effect immediately upon publication of this Notice in the **Federal Register**.

DOE is not establishing the fee structure for target material as it would be established on a case-by-case basis and would be agreed to and specified on the shipping-receipt contract for a particular campaign. DOE reserves the right to revise the fee policy at any time to respond to changed circumstances. DOE also reserves the right to adjust the fee set in an acceptance contract if there are unique and compelling circumstances that make it in DOE’s best interest to do so. Please note that all other conditions and policies for accepting FRR SNF as previously established will continue to apply.

Issued in Washington, DC, this 25th day of January, 2012.

**Andrew Bieniawski,**  
*Assistant Deputy Administrator, National Nuclear Security Administration, Department of Energy.*

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**ENVIRONMENTAL PROTECTION AGENCY**

[EPA–HQ–OAR–2012–0056; FRL–9625–1]

**Conference on Air Quality Modeling**

**AGENCY:** U.S. Environmental Protection Agency (EPA).

**ACTION:** Notice of conference.

**SUMMARY:** The EPA will be hosting the Tenth Conference on Air Quality Modeling on March 13–15, 2012. Section 320 of the Clean Air Act (CAA) requires a conference to be held every 3 years. The purpose of the conference is to provide an overview of the latest features of the agency’s preferred air quality models and to provide a forum for public review and comment on how the agency determines and applies air quality models in the future.

**DATES:** *Comments:* Comments on how the agency determines and applies air

quality models must be received on or before April 16, 2012.

*Conference:* The conference will be held on March 13 through 15, 2012, from 8:30 a.m. to 5:00 p.m. Requests to speak at the conference should be submitted to the individual listed below by March 5, 2012.

**ADDRESSES:** *Comments:* Submit your comments, identified by Docket ID No. EPA–HQ–OAR–2012–0056 by one of the following methods:

- *http://www.regulations.gov:* Follow the on-line instructions for submitting comments. This is the EPA’s preferred method for receiving comments.
- *Email:* Comments may be sent by electronic mail (email) to *a-and-r-docket@epa.gov*, Attention Docket ID No. EPA–HQ–OAR–2012–0056.
- *Fax:* Fax your comments to (202) 566–9744, Attention Docket ID No. EPA–HQ–OAR–2012–0056.
- *Mail:* Send your comments to: Air and Radiation Docket and Information Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave. NW., Washington, DC 20460, Attention Docket ID No. EPA–HQ–OAR–2012–0056.
- *Hand Delivery or Courier:* Deliver your comments to EPA Docket Center, 1301 Constitution Ave. NW., Room 3334, Washington, DC. Such deliveries are only accepted during the Docket’s normal hours of operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to Docket ID No. EPA–HQ–OAR–2012–0056. The EPA’s policy is that all comments received will be included in the public docket without change and may be made available online at *http://www.regulations.gov*, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is

restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through *http://www.regulations.gov* or email. The *http://www.regulations.gov* Web site is an “anonymous access” system, which means the EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an email comment directly to the EPA without going through *http://www.regulations.gov*, your email address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, the EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD–ROM you submit. If the EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, the EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about the EPA’s public docket, visit the EPA Docket Center homepage at *http://www.epa.gov/epahome/dockets.htm*.

*Docket:* All documents in the docket are listed in the *http://www.regulations.gov* index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy form. Publicly available docket materials are available either electronically in *http://www.regulations.gov* or in hard copy at the Air Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW., Washington,