

0001, Attention: Rulemakings and Adjudications Staff.

In accordance with 10 CFR 2.1205(f), each request for a hearing must also be served, by delivering it personally or by mail, to:

1. The applicant, Department of the Army, Headquarters U.S. Army Industrial Operations Command, Rock Island, Illinois 61299-6000, Attention: Ms. Rosalene E. Graham; and

2. The NRC staff, by delivery to the Executive Director for Operations, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852, between 7:45 am and 4:15 pm Federal workdays; or by mail, addressed to the Executive Director for Operations, U. S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

In addition to meeting other applicable requirements of 10 CFR part 2 of the NRC regulations, a request for a hearing filed by a person other than an applicant must describe in detail:

1. The interest of the requester in the proceedings.

2. How that interest may be affected by the results of the proceedings, including the reasons why the requester should be permitted a hearing, with particular reference to the factors set out in § 2.1205(h);

3. The requester's areas of concern about the licensing activity that is the subject matter of the proceeding; and

4. The circumstances establishing that the request for a hearing is timely in accordance with § 2.1205(d).

For further details with respect to this action, the site decommissioning plan is available for inspection at the NRC's Public Document Room, 2120 L Street NW, Washington, DC 20555.

Dated at Rockville, Maryland, this 3rd day of June 1999.

For The Nuclear Regulatory Commission.

John W.N. Hickey,

Chief, Decommissioning Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 99-14581 Filed 6-8-99; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-334 and 50-412]

Duquesne Light Company; Ohio Edison Company; Pennsylvania Power Company; the Cleveland Electric Company; the Toledo Edison Company; Partial Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has

granted the request of Duquesne Light Company (the licensee) to withdraw a portion of its July 9, 1998, application for proposed amendment to Facility Operating License Nos. DPR-66 and NPF-73 for the Beaver Valley Power Station, Unit Nos. 1 and 2, located in Shippingport, PA.

The withdrawn portion of the proposed amendment would have removed the values of the orifice diameter of each main steam safety valve (MSSV) from TS Table 3.7-3 (Unit 1) and Table 3.7-2 (Unit 2). This information will remain in the TSs.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on August 12, 1998 (63 FR 43203). However, by letter dated March 31, 1999, the licensee withdrew this portion of the proposed change as discussed above.

For further details with respect to this action, see the application for amendment dated July 9, 1998, and the licensee's letter dated March 31, 1999, which partially withdrew the application for license amendment. The above documents are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the B.F. Jones Memorial Library, 663 Franklin Avenue, Aliquippa, PA 15001.

Dated at Rockville, Maryland, this 3rd day of June 1999.

For the Nuclear Regulatory Commission.

Daniel S. Collins,

Project Manager, Section 1, Project Directorate I, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

[FR Doc. 99-14579 Filed 6-8-99; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket Nos.: 040-08794 and 040-08778]

Receipt of An Amendment Request for the Temporary Storage of Decommissioning Waste From the Molycorp York, Pennsylvania Facility (License No. SMB-1408) at the Molycorp Washington, Pennsylvania Facility (License No. SMB-1393) and Opportunity for a Hearing

The U.S. Nuclear Regulatory Commission (NRC) is considering issuance of an amendment to Source Materials License No. SMB-1393, to Molycorp, Incorporated (the licensee), for the temporary (5-10 years) storage of

waste from the former Molycorp rare earth processing facility (License No. SMB-1408) in York, Pennsylvania.

The licensee submitted the amendment in a letter dated February 8, 1996, requesting that License No. SMB-1393 be amended to allow temporary storage of waste from its York decommissioning operations at the Molycorp Washington, PA facility.

The waste from Molycorp's York facility consists of soils from decommissioning waste containing thorium-232 and uranium-238, with a volume of approximately 3,000-5,000 cubic yards, and resulted from operations to recover rare earth metals from bastnaesite ore containing uranium and thorium which are natural components of this ore. These operations were conducted from April 1962 to September 24, 1993. The NRC will require the licensee to demonstrate that the temporary storage facility provides: (1) adequate containment for the waste; (2) sufficient monitoring of effluents during the transfer and storage activities and; (3) an adequate radiation protection plan to help maintain doses as low as reasonably achievable.

Prior to the issuance of the proposed amendment, NRC will have made findings required by the Atomic Energy Act of 1954, as amended, and NRC's regulation. These findings will be documented in a Safety Evaluation Report and an Environmental Assessment.

The NRC provides notice that this is a proceeding on an application for a license amendment falling within the scope of Subpart L, "Informal Hearing Procedures for Adjudication in Materials Licensing Proceedings," of NRC's rules and practice for domestic licensing proceedings in 10 CFR Part 2. Pursuant to § 2.1205(a), any person whose interest may be affected by this proceeding may file a request for a hearing in accordance with § 2.1205(d). A request for a hearing must be filed within thirty (30) days of the date of publication of this **Federal Register** notice.

The request for a hearing must be filed with the Office of the Secretary either:

1. By delivery to the Rulemakings and Adjudications Staff of the Secretary at One White Flint North, 11555 Rockville Pike, Rockville, MD 20852; or

2. By mail, telegram, or facsimile to the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemakings and Adjudications Staff.

In accordance with 10 CFR § 2.1205(f), each request for a hearing

must also be served, by delivering it personally or by mail, to:

1. The applicant, Molycorp Incorporated, 350 North Sherman Street, York, Pennsylvania 17403, Attention: Mr. John Daniels, and;

2. The NRC staff, by delivery to the Executive Director for Operations, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852, between 7:45 am and 4:15 pm Federal workdays, or by mail, addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

In addition to meeting other applicable requirements of 10 CFR Part 2 of the NRC's regulations, a request for a hearing filed by a person other than an applicant must describe in detail:

1. The interest of the requester in the proceeding;

2. How that interest may be affected by the results of the proceeding, including the reasons why the requester should be permitted a hearing, with particular reference to the factors set out in § 2.1205(h);

3. The requester's areas of concern about the licensing activity that is the subject matter of the proceeding; and 4. The circumstances establishing that the request for a hearing is timely in accordance with § 2.1205(d).

For further details with respect to this action, the application for amendment request is available for inspection at the NRC's Public Document Room, 2120 L Street NW., Washington, DC 20555.

Dated at Rockville, Maryland, this 28th day of May 1999.

For the Nuclear Regulatory Commission.

John W.N. Hickey,

Chief, Decommissioning Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 99-14580 Filed 6-8-99; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-275 and 50-323]

Pacific Gas and Electric Company; Diablo Canyon Power Plant, Units 1 and 2; Issuance of Amendments to Facility Operating Licenses

The United States Nuclear Regulatory Commission (Commission) has issued Amendment No. 135 to Facility Operating License Nos. DPR-80 and DPR-82 issued to Pacific Gas and Electric Company (the licensee) for operation of the Diablo Canyon Power Plant, Units 1 and 2 (DCPP) located in San Luis Obispo County, California.

Because the ITS were being issued as a single document for the two units, the licensee requested that the ITS be issued with the same amendment number for both units. This was acceptable to the Commission and the next amendment number for DCPP Unit 1 was used. Therefore, Amendment Nos. 133 and 134 for DCPP Unit 2 will never be used.

The amendments are effective as of the date of issuance and shall be implemented by May 31, 2000. The implementation of the amendments includes the two license conditions that are being added to Appendix D of the licenses as part of the amendments.

The amendments replace, in its entirety, the current Technical Specifications (TS) with a set of improved TS based on NUREG-1431, "Standard Technical Specifications, Westinghouse Plants," Revision 1, dated April 1995, including all approved changes to the standard TS; the Commission's Final Policy Statement, "NRC Final Policy Statement on Technical Specifications Improvements for Nuclear Power Reactors," published on July 22, 1993 (58 FR 39132); and 10 CFR 50.36, "Technical Specifications," as amended July 19, 1995 (60 FR 36953). In addition, the amendments added two license conditions to Appendix D of the operating licenses that require (1) The relocation of current TS requirements into licensee-controlled documents, and (2) the first performance of new and revised surveillance requirements for the improved TS to be related to the implementation date for the improved TS. The implementation of the amendments and the license conditions will be completed by May 31, 2000, as stated in the amendments.

The application for the amendments, as supplemented, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I.

Notice of Consideration of Issuance of Amendments and Opportunity for Hearing in connection with this action was published in the **Federal Register** on March 29, 1999 (64 FR 14946). No request for a hearing or petition for leave to intervene was filed following this notice.

The Commission has prepared an Environmental Assessment and has determined not to prepare an environmental impact statement related to the action to convert the current TS to the improved TS. Based on the Environmental Assessment, the Commission has concluded that the

issuance of the amendments will not have a significant effect on the quality of the human environment beyond that described in the Final Environmental Statement (FES) related to the operation of DCPP dated May 1973, and in the addendum to the FES dated May 1976. The Environmental Assessment was published in the **Federal Register** on May 26, 1999 (64 FR 28532).

For CN 9-01-LG in CTS 3/4.4 (and associated CN 3-13-M in CTS 6.0), the licensee has proposed to relocate the pressure/temperature (P/T) limits and low-temperature overpressure protection (LTOP) system limits from the CTS to the pressure temperature limits report (PTLR) and proposed to reference WCAP-14040-NP-A, Revision 1, "Methodology Used to Develop Cold Overpressure Mitigating System Setpoints and RCS Heatup and Cooldown Curves," as the methodology for calculating the P/T and LTOP limits. The staff approved the use of this WCAP report in its generic SE dated October 16, 1995. The licensee, however, has determined that it will operate DCPP for the near future with the existing approved P/T and LTOP limits in the CTS. Therefore, the limits addressed in the PTLR of ITS 5.6.6 are the limits that the staff has previously reviewed and approved in Amendments 133 and 131 for DCPP, respectively, dated May 3, 1999. The amendments approved P/T limit curves that are valid for 16 effective full power years. The licensee will use the methodology in WCAP-14040-NP-A to calculate the future P/T and LTOP limits before the time when the current values given in the amendments become invalid. The staff will review the licensee's future plant-specific application of the PTLR methodology to allow the licensee's future use of PTLR methodology to calculate new P/T and LTOP limits without prior staff approval. In the associated CN 3-13-M in CTS 6.0, the licensee proposed to add a reference to the staff's letter providing this SE that addresses these amendments to the PTLR in ITS 5.6.6. This letter explained that Amendments 133 and 131 for DCPP approved the limits that are listed in the PTLR and addressed the methodology used by licensee to calculate the limits. The staff believes that the staff's approval of the P/T and LTOP limits in Amendments 133 and 131 was not an approval for the licensee to make future changes to these limits using the methodology described in the amendments. Listing the staff's letter that addressed Amendments 133 and 131 in ITS 5.6.6 may imply this is true and the staff is not ready at this time to