

selection of the hearing procedures, taking into account the provisions of 10 CFR 2.310.

### III. Further Information

Documents related to this action, including the applications for renewals 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 ADAMS accession numbers for the documents related to this Notice are: Safety Lights renewal requests for NRC License No. 37-00030-02, ADAMS accession no. ML041310318; and NRC License No. 37-00030-08, ADAMS accession no. ML041310328. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at (800) 397-4209 or (301) 415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

These documents may also be viewed electronically on the public computers located at the NRC's Public Document

Room (PDR), O-1 F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents for a fee. They are also available for inspection and copying for a fee at the Region I Office, 475 Allendale Road, King of Prussia, PA 19406.

Dated in King of Prussia, Pennsylvania, this 23rd day of June, 2004.

For the Nuclear Regulatory Commission.  
**Marie Miller**,  
*Chief, Decommissioning Branch, Division of Nuclear Materials Safety Region I.*  
 [FR Doc. 04-14772 Filed 6-29-04; 8:45 am]  
**BILLING CODE 7590-01-P**

### NUCLEAR REGULATORY COMMISSION

#### Governors' Designees Receiving Advance Notification of Transportation of Nuclear Waste

On January 6, 1982 (47 FR 596 and 47 FR 600), the U.S. Nuclear Regulatory Commission (NRC) published in the **Federal Register** final amendments to 10 CFR parts 71 and 73 (effective July 6, 1982), that require advance notification to Governors or their

designees by NRC licensees prior to transportation of certain shipments of nuclear waste and spent fuel. The advance notification covered in part 73 is for spent nuclear reactor fuel shipments and the notification for part 71 is for large quantity shipments of radioactive waste (and of spent nuclear reactor fuel not covered under the final amendment to 10 CFR part 73).

The following list updates the names, addresses, and telephone numbers of those individuals in each State who are responsible for receiving information on nuclear waste shipments. The list will be published annually in the **Federal Register** on or about June 30 to reflect any changes in information.

Questions regarding this matter should be directed to Rosetta O. Virgilio, Office of State and Tribal Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555, (Internet Address: [rov@nrc.gov](mailto:rov@nrc.gov)) or at (301) 415-2367.

Dated in Rockville, Maryland this 14th day of June 2004.

For the U.S. Nuclear Regulatory Commission.

**Paul H. Lohaus**,  
*Director, Office of State and Tribal Programs.*

#### INDIVIDUALS RECEIVING ADVANCE NOTIFICATION OF NUCLEAR WASTE SHIPMENTS

State	Part 71	Part 73
Alabama .....	Colonel W.M. Coppage, Director, Alabama Department of Public Safety, 500 Dexter Avenue, Montgomery, AL 36102-1511, (334) 242-4394, 24 hours: (334) 242-4128.	Same.
Alaska .....	Douglas Dasher, Alaska Department of Environmental Conservation, Northern Regional Office, 610 University Avenue, Fairbanks, AK 99709-3643, (907) 451-2172, 24 hours: (907) 457-1421.	Same.
Arizona .....	Aubrey V. Godwin, Director, Arizona Radiation Regulatory Agency, 4814 South 40th Street, Phoenix, AZ 85040, (602) 255-4845, ext. 222, 24 hours: (602) 223-2212.	Same.
Arkansas .....	Bernard Bevill, Division of Radiation Control and Emergency Management, Arkansas Department of Health, 4815 West Markham Street, Mail Slot #30, Little Rock, AR 72205-3867, (501) 661-2301, 24 hours: (501) 661-2136.	Same.
California .....	Captain Andrew R. Jones, California Highway Patrol, Enforcement Services Division, 444 North 3rd St., Suite 310, P.O. Box 942898, Sacramento, CA 94298-0001, (916) 445-1865, 24 hours: 1-(916) 845-8931.	Same.
Colorado .....	Captain Tommy Wilcoxon, Hazardous Materials Section, Colorado State Patrol, 700 Kipling Street, Suite 1000, Denver, CO 80215-5865, (303) 239-4546, 24 hours: (303) 239-4501.	Same.
Connecticut .....	Edward L. Wilds, Jr., Ph.D., Director, Division of Radiation, Department of Environmental Protection, 79 Elm Street, Hartford, CT 06106-5127, (860) 424-3029, 24 hours: (860) 424-3333.	Same.
Delaware .....	James L. Ford, Jr., Department of Safety & Homeland Security, P.O. Box 818, Dover, DE 19903, (302) 744-2665, 24 hours: pager (302) 222-6586.	Same.
Florida .....	Harlan W. Keaton, Administrator, Bureau of Radiation Control, Environmental Radiation Program, Department of Health, P.O. Box 680069, Orlando, FL 32868-0069, (407) 297-2095.	Same.
Georgia .....	Captain Bruce Bugg, Special Projects Coordinator, Law Enforcement Division, Georgia Department of Motor Vehicle Safety, P.O. Box 80447, 2206 East View Parkway, Conyers, GA 30013, (678) 413-8825, 24 hours: (404) 655-7484.	Same.
Hawaii .....	Laurence Lau, Deputy Director for Environmental Health, State of Hawaii Department of Health, P.O. Box 3378, 1250 Punchbowl Street, Honolulu, HI 96813, (808) 586-4424, 24 hours: (808) 247-2191.	Same.

## INDIVIDUALS RECEIVING ADVANCE NOTIFICATION OF NUCLEAR WASTE SHIPMENTS—Continued

State	Part 71	Part 73
Idaho .....	Lieutenant William L. Reese, Deputy Commander, Commercial Vehicle Safety, Idaho State Police, P.O. Box 700, Meridian, ID 83680-0700, (208) 884-7222, 24 hours: (208) 846-7500.	Same.
Illinois .....	Gary N. Wright, Assistant Director, Illinois Emergency Management Agency, 1035 Outer Park Drive, 5th Floor, Springfield, IL 62704, (217) 785-9868, 24 hours: (217) 782-7860.	Same.
Indiana .....	Superintendent Melvin J. Carraway, Indiana State Police, Indiana Government Center North, 100 North Senate Avenue, Indianapolis, IN 46204, (317) 232-8248.	Same.
Iowa .....	Ellen M. Gordon, Administrator, Homeland Security Advisor, Iowa Emergency Management Division, Hoover Street Office Building, Level A 1305 East Walnut Street, Des Moines, IA 50319, (515) 281-3231.	Same.
Kansas .....	Frank H. Moussa, M.S.A., Technological Hazards Administrator, Department of the Adjutant General, Division of Emergency Management, 2800 SW Topeka Boulevard, Topeka, KS 66611-1287, (785) 274-1408, 24 hours: (785) 296-8013.	Same.
Kentucky .....	Robert Johnson, Manager, Radiation Health and Toxic Agents Branch, Cabinet for Health Services, 275 East Main Street, Mail Stop HS-2E-D, Frankfort, KY 40621-0001, (502) 564-7818, ext. 3697, 24 hours: (502) 330-7660.	Same.
Louisiana .....	Captain Robert Pinero, Louisiana State Police, 7919 Independence Boulevard, P.O. Box 66614 (#A2621), Baton Rouge, LA 70896-6614, (225) 925-6113, ext. 270, 24 hours: (877) 925-6595.	Same.
Maine .....	Colonel Craig Poulin, Chief of the State Police, Maine Department of Public Safety, 42 State House Station, Augusta, ME 04333, (207) 624-7000.	Same.
Maryland .....	Michael Bennett, Director, Maryland State Police, Electronic Systems Division, 1201 Reisterstown Road, Pikesville, MD 21208, (410) 653-4229, 24 hours: (410) 653-4200.	Same.
Massachusetts .....	Robert J. Walker, Director, Radiation Control Program, Massachusetts Department of Public Health, 90 Washington Street, Dorchester, MA 02121, (617) 427-2944 ext. 2001, 24 hours: (617) 427-2913.	Same.
Michigan .....	Captain Dan Smith, Commander, Special Operations Division, Michigan State Police, 714 South Harrison Road, East Lansing, MI 48823, (517) 336-6187, 24 hours: (517) 336-6100.	Same.
Minnesota .....	John R. Kerr, Assistant Director, Administration and Recovery, Minnesota Division of Homeland Security, & Emergency Management, 444 Cedar Street, Suite 223, St. Paul, MN 55101, (651) 296-0481, 24 hours: (651) 649-5451.	Same.
Mississippi .....	Robert R. Latham, Jr., Emergency Management Agency, P.O. Box 4501, Fondren Station, Jackson, MS 39296-4501, (601) 960-9020, 24 hours: (601) 352-9100.	Same.
Missouri .....	Jerry B. Uhlmann, Director, Emergency Management Agency, P.O. Box 116, Jefferson City, MO 65102, (573) 526-9101, 24 hours: (573) 751-2748.	Same.
Montana .....	Dan McGowan, Administrator, Montana Disaster & Emergency Services Division, 1900 Williams Street, #4789, P.O. Box 4789, Helena, MT 59604-4789, (406) 841-3911.	Same.
Nebraska .....	Major Bryan J. Tuma, Nebraska State Patrol, P.O. Box 94907, Lincoln, NE 68509-4907, (402) 479-4950, 24 hours: (402) 471-4545.	Same.
Nevada .....	Stanley R. Marshall, Supervisor, Radiological Health Section, Bureau of Health Protection Services, Nevada State Health Division, 1179 Fairview Drive, Suite 102, Carson City, NV 89701-5405, (775) 687-5394, ext. 276, 24 hours: (775) 688-2830.	Same.
New Hampshire .....	Lieutenant Stephen Kace, New Hampshire Department of Safety, James H. Hayes Building, 33 Hazen Drive, Concord, NH 03305, (603) 271-6369, 24 hours: (603) 271-3636.	Same.
New Jersey .....	Kent Tosch, Chief, Bureau of Nuclear Engineering, Department of Environmental Protection, P.O. Box 415, Trenton, NJ 08625-0415, (609) 984-7700, 24 hours: (609) 658-3072.	Same.
New Mexico .....	Derrith Watchman-Moore, Deputy Secretary, New Mexico Department of Environment, Office of the Secretary, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, NM 87502-6110, (505) 827-2855, 24 hours: (505) 249-0157.	Same.
New York .....	Edward F. Jacoby, Jr., Executive Deputy Director, New York State Emergency Management Office, 1220 Washington Avenue, Building 22—Suite 101, Albany, NY 12226-2251, (518) 457-2222, 24 hours: (518) 457-2200.	Same.
North Carolina .....	First Sergeant Mark Dalton, Hazardous Materials Coordinator, North Carolina Highway Patrol Headquarters, 4702 Mail Service Center, Raleigh, NC 27699-4702, (919) 733-5282, 24 hours: (919) 733-3861.	Same.
North Dakota .....	Terry O'Clair, Director, Division of Air Quality, North Dakota Department of Health, 1200 Missouri Avenue, P.O. Box 5520, Bismarck, ND 58506-5520, (701) 328-5188, 24 hours: (701) 328-9921.	Same.
Ohio .....	Carol A. O'Claire, Chief, Radiological Branch, Ohio Emergency Management Agency, 2855 West Dublin Granville Road, Columbus, OH 43235-2206, (614) 799-3915, 24 hours: (614) 889-7150.	Same.

## INDIVIDUALS RECEIVING ADVANCE NOTIFICATION OF NUCLEAR WASTE SHIPMENTS—Continued

State	Part 71	Part 73
Oklahoma .....	Commissioner Kevin L. Ward, Oklahoma Department of Public Safety, P.O. Box 11415, Oklahoma City, OK 73136-0145, (405) 425-2001, 24 hours: (405) 425-2323.	Same.
Oregon .....	David Stewart-Smith, Administrator, Energy Resources Division, Oregon Office of Energy, 625 Marion Street, NE, Suite 1, Salem, OR 97301-3742, (503) 378-6469, 24 hours: (503) 378-6377.	Same.
Pennsylvania .....	John Bahnweg, Director of Operations and Training, Pennsylvania Emergency Management Agency, 2605 Interstate Drive, Harrisburg, PA 17110-9364, (717) 651-2001.	Same.
Rhode Island .....	Terrence Mercer, Associate Administrator, Motor Carriers Section, Division of Public Utilities and Carriers, 89 Jefferson Boulevard, Warwick, RI 02888, (401) 941-4500, Ext. 150, 24 hours: (401) 444-1183.	Same.
South Carolina .....	Henry J. Porter, Assistant Director, Division of Waste Management, Bureau of Land and Waste Management, Department of Health & Environmental Control, 2600 Bull Street, Columbia, SC 29201, (803) 896-4245, 24 hours: (803) 253-6488.	Same.
South Dakota .....	Kristi Turman, Director, Emergency Management Agency, 118 W. Capitol Avenue, Pierre, SD 57501-5070, (605) 773-3231.	Same.
Tennessee .....	Elgan H. Usrey, Manager, Preparedness and Mitigation Division, Tennessee Emergency Management Agency, 3041 Sidco Drive, Nashville, TN 37204-1502, (615) 741-2879, After hours: (Inside TN) 1-800-262-3400, (Outside TN) 1-800-258-3300.	Same.
Texas .....	Richard A. Ratliff, Chief, Bureau of Radiation Control, Texas Department of Health, 1100 West 49th Street, Austin, TX 78756-3189, (512) 834-6679, (512) 458-7460.	Colonel Thomas A. Davis, Director, Texas Department of Public Safety, Attn: EMS Preparedness Section, P.O. Box 4087, Austin, TX 78773-0223, (512) 424-7771, 24 hours: (512) 424-2208.
Utah .....	Dane Finerfrock, Director, Division of Radiation Control, Department of Environmental Quality, 168 North 1950 West, P.O. Box 144850, Salt Lake City, UT 84114-4850, (801) 536-4250, After hours: (801) 536-4123.	Same.
Vermont .....	Colonel Thomas A. Powlovich, Director, Division of State Police, Department of Public Safety, 103 South Main Street, Waterbury, VT 05671-2101, (802) 244-7345.	Same.
Virginia .....	Brett A. Burdick, Director, Technological Hazards Division, Department of Emergency Management, Commonwealth of Virginia, 10501 Trade Court, Richmond, VA 23236, (804) 897-6500, ext. 6569, 24 hours: (804) 674-2400.	Same.
Washington .....	Steven L. Kalmbach, Assistant State Fire Marshal, Washington State Patrol Fire Protection Bureau, P.O. Box 42600, Olympia, WA 98504-2600, (360) 750-3119, 24 hours: 1-800-409-4755.	Same.
West Virginia .....	Colonel H.E. Hill, Jr., Superintendent, West Virginia State Police, 725 Jefferson Road, South Charleston, WV 25309, (304) 746-2111.	Same.
Wisconsin .....	Edward J. Gleason, Administrator, Division of Emergency Management, 2400 Wright Street, P.O. Box 7865, Madison, WI 53707-7865, (608) 242-3232.	Same.
Wyoming .....	Captain Vernon Poage, Support Services Officer, Commercial Carriers, Wyoming Highway Patrol, 5300 Bishop Boulevard, Cheyenne, WY 82009-3340, (307) 777-4317, 24 hours: (307) 777-4321.	Same.
District of Columbia	Gregory B. Talley, Program Manager, Radiation Protection Division, Bureau of Food, Drug & Radiation Protection, Department of Health, 51 N Street, NE, Room 6025, Washington, DC 20002, (202) 535-2320, 24 hours: (202) 535-2180.	Same.
Puerto Rico .....	Esteban Mujica, Chairman, Environmental Quality Board, P.O. Box 11488, San Juan, PR 00910, (787) 767-8056 or (787) 767-8181.	Same.
Guam .....	Fred M. Castro, Administrator, Guam Environmental Protection Agency, P.O. Box 22439 GMF, Barrigada, Guam 96921, (671) 457-1658 or 1659, 24 hours: (671) 635-9500.	Same.
Virgin Islands .....	Dean C. Plaskett, Esq., Commissioner, Department of Planning and Natural Resources, Cyril E. King Airport, Terminal Building—Second Floor, St. Thomas, Virgin Islands 00802, (340) 774-3320, 24 hours: (340) 774-5138.	Same.
American Samoa .....	Peter Peshut, Manager, Technical Services, American Samoa Environmental Protection Agency, P.O. Box PPA, Pago Pago, American Samoa 96799, (684) 633-2304, 24 hours: (684) 622-7106.	Same.
Commonwealth of the Northern Mariana Islands.	John Castro, Director, Department of Environmental Quality, Commonwealth of Northern Mariana Islands Government, P.O. Box 501304, Saipan, MP 96950, (670) 664-8500 or 8501, 24 hours: (670) 287-1526.	Same.

[FR Doc. 04-14162 Filed 6-29-04; 8:45 am]

BILLING CODE 7590-01-P

## POSTAL RATE COMMISSION

[Docket No. MC2004-3; Order No. 1409]

### Negotiated Service Agreement

**AGENCY:** Postal Rate Commission.

**ACTION:** Notice and order on a new negotiated service agreement proposal.

**SUMMARY:** This document establishes a docket for consideration of the Postal Service's filing a request for approval of a negotiated settlement agreement with Bank One Corporation. It identifies key elements of the proposed agreement, its relationship to the Capital One Services, Inc. negotiated agreement, and addresses preliminary matters. In a separate notice and order (No. 1410), also issued June 24, 2004, the Commission announces the establishment of a docket for consideration of a separate proposal for a negotiated service agreement with Discover Financial Services, Inc. Issuance of this document provides the public with notice of the Service's filing and of certain key decisions the Commission has made to date, but does not constitute a decision on the merits.

**DATES:** Key dates are:

1. July 12, 2004: deadline for filing notices of intervention.
2. July 14, 2004: settlement conference.
3. July 15, 2004: prehearing conference (10 a.m.).

**ADDRESSES:** Submit comments electronically via the Commission's Filing Online system at <http://www.prc.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Stephen L. Sharfman, general counsel, at 202-789-6818.

#### SUPPLEMENTARY INFORMATION:

##### Procedural History

*Capital One Services, Inc. Negotiated Settlement Agreement*, 67 FR 61355 (September 30, 2002).

*Negotiated Service Agreement Proposed Rule*, 68 FR 52546 (September 4, 2003).

*Negotiated Service Agreement Final Rule*, 69 FR 7574 (February 19, 2004).

On June 21, 2004, the United States Postal Service filed a request seeking a recommended decision from the Postal Rate Commission approving a negotiated service agreement with Bank One Corporation.<sup>1</sup> The negotiated

service agreement is proffered as functionally equivalent to the Capital One Services, Inc. negotiated service agreement (baseline agreement) as recommended by the Commission in docket no. MC2002-2. The Request, which includes six attachments, was filed pursuant to chapter 36 of the Postal Reorganization Act, 39 U.S.C. 3601 *et seq.*<sup>2</sup>

The Postal Service has identified Bank One Corporation (Bank One), along with itself, as parties to the negotiated service agreement. This identification serves as notice of intervention by Bank One. It also indicates that Bank One shall be considered a co-proponent, procedurally and substantively, of the Postal Service's Request during the Commission's review of the negotiated service agreement. Rule 191(b) [39 CFR 3001.191b]. An appropriate notice of appearance and filing of testimony as co-proponent by Bank One, June 21, 2004, also has been filed.

In support of the Request, the Postal Service has filed direct testimony of Michael K. Plunkett on behalf of United States Postal Service, June 21, 2004 (USPS-T-1). Bank One has separately filed direct testimony of Brad Rappaport on behalf of Bank One Corporation, June 21, 2004 (BOC-T-1). The Postal Service has reviewed the Bank One testimony and, in accordance with rule 192(b) [39 CFR 3001.192b], states that such testimony may be relied upon in presentation of the Postal Service's direct case.<sup>3</sup>

The Request relies substantially on record evidence entered in the baseline docket, docket no. MC2002-2. The Postal Service's Compliance Statement, Request Attachment E, identifies the baseline docket material on which it proposes to rely.

Requests that are proffered as functionally equivalent to baseline negotiated service agreements are handled expeditiously, until a final determination has been made as to their proper status. The Postal Service's Compliance Statement, Request

and Fees to Implement Functionally Equivalent Negotiated Service Agreement with Bank One Corporation, June 21, 2004 (Request).

<sup>2</sup> Attachments A and B to the Request contain proposed changes to the Domestic Mail Classification Schedule and the associated rate schedules; Attachment C is a certification required by Commission rule 193(i) specifying that the cost statements and supporting data submitted by the Postal Service, which purport to reflect the books of the Postal Service, accurately set forth the results shown by such books; Attachment D is an index of testimony and exhibits; Attachment E is a compliance statement addressing satisfaction of various filing requirements; and Attachment F is a copy of the negotiated service agreement.

<sup>3</sup> Request at 2-3, fn. 2.

Attachment E, is noteworthy in that it is required to identify information to facilitate rapid review of the Request to aid participants in evaluating whether or not the procedural path suggested by the Postal Service is appropriate.

The Postal Service submitted several contemporaneous related filings with its Request. The Postal Service has filed a proposal for limitation of issues in this docket.<sup>4</sup> Rule 196(a)(6) [39 CFR 3001.196a(6)]. The proposal identifies issues that were previously decided in the baseline docket, and a limited number of issues that remain in the instant Request.

Rule 196(b) [39 CFR 3001.196b] requires the Postal Service to provide written notice of its Request, either by hand delivery or by First-Class Mail, to all participants in the baseline docket, MC2002-2. This requirement provides additional time, due to an abbreviated intervention period, for the most likely participants to decide whether or not to intervene. A copy of the Postal Service's notice was filed with the Commission on June 21, 2004.<sup>5</sup>

The Postal Service has filed a request to establish settlement procedures.<sup>6</sup> The Postal Service believes that there is a distinct possibility of settlement as the agreement is likely to be found functionally equivalent to the Capital One negotiated service agreement.

The Postal Service believes that it has met the specific filing requirements set forth in rules 193 and 196 [39 CFR 3001.67-3001.193, 196]. It has filed a motion requesting that if the Commission concludes that the submitted materials and incorporations are not sufficient, that those requirements be waived.<sup>7</sup>

The Postal Service's Request, the accompanying testimonies of witnesses Plunkett (USPS-T-1) and Rappaport (BOC-T-1), the baseline docket no. MC2002-2 material, and other related material are available for inspection at the Commission's docket section during regular business hours. They also can be accessed electronically, via the Internet, on the Commission's Web site (<http://www.prc.gov>).

<sup>4</sup> United States Postal Service Proposal for Limitation of Issues, June 21, 2004.

<sup>5</sup> Notice of the United States Postal Service Concerning the Filing of a Request for a Recommended Decision on a Functionally Equivalent Negotiated Service Agreement, June 21, 2004.

<sup>6</sup> Request of the United States Postal Service for Establishment of Settlement Procedures, June 21, 2004.

<sup>7</sup> Statement of the United States Postal Service Concerning Compliance with Filing Requirements and Conditional Motion for Waiver, June 21, 2004 (Request for Waiver).

<sup>1</sup> Request of the United States Postal Service for a Recommended Decision on Classifications, Rates