

FOR FURTHER INFORMATION CONTACT:

Margie Kotzalas, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone: (301) 492-3202 or e-mail to Margie.Kotzalas@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 information and 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, "Standard Format and Content of License Applications for Plutonium Processing and Fuel Fabrication Facilities," is temporarily identified by its task number, DG-3038, which should be mentioned in all related correspondence. DG-3038 is a proposed Revision 1 of Regulatory Guide 3.39, dated January 1976.

This guide endorses the standard format and content for safety analysis reports (SARs) and integrated safety analysis (ISA) summaries described in the current version of NUREG-1718, "Standard Review Plan for the Review of an Application for a Mixed Oxide Fuel Fabrication Facility," as a method that the NRC staff finds acceptable for meeting the regulatory requirements.

Title 10, of the *Code of Federal Regulations*, Part 70, "Domestic Licensing of Special Nuclear Material" (10 CFR part 70), subpart H, "Additional Requirements for Certain Licensees Authorized to Possess a Critical Mass of Special Nuclear Material" identifies risk-informed performance requirements for plutonium processing and fuel fabrication facilities. It requires applicants to complete an ISA and submit an ISA summary and other information to the NRC for approval.

II. Further Information

The NRC staff is soliciting comments on DG-3038. Comments may be accompanied by relevant information or supporting data and should mention DG-3038 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:* Rulemaking and Directives Branch, Division of Administrative Services, 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-2009-0323]. Address questions about NRC dockets to Carol Gallagher, 301-492-3668; e-mail Carol.Gallagher@nrc.gov.

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

Requests for technical information about DG-3038 may be directed to the NRC contact, Margie Kotzalas at (301) 492-3202 or e-mail to Margie.Kotzalas@nrc.gov.

Comments would be most helpful if received by September 21, 2009. 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.

Electronic copies of DG-3038 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. ML091750253.

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.

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Dated at Rockville, Maryland, this 16th day of July, 2009.

For the Nuclear Regulatory Commission.

Mark P. Orr,

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

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NUCLEAR REGULATORY COMMISSION

[NRC-2009-0157]

Extension of Public Scoping Period for the Environmental Impact Statement for the Proposed General Electric—Hitachi Global Laser Enrichment Facility

AGENCY: Nuclear Regulatory Commission.

ACTION: Extension of Public Comment Period.

SUMMARY: The Nuclear Regulatory Commission (NRC) is extending the public comment period on the scope of the Environmental Impact Statement (EIS) for the proposed General Electric—Hitachi (GEH) Global Laser Enrichment (GLE) facility in New Hanover County, North Carolina, to August 31, 2009. The original Notice of Intent to Prepare an EIS, which was published in the **Federal Register** on April 9, 2009 (74 FR 16237), indicated public comments should be submitted by June 8, 2009.

On June 26, 2009, GEH submitted additional information to complete an application for a license to authorize the construction and operation of the proposed uranium enrichment facility. The public comment period on the scope of the EIS is being extended to allow members of the public to review publicly-available portions of the license application during the scoping period for the EIS. Members of the public are invited and encouraged to submit comments regarding the appropriate scope and content of the EIS.

DATES: NRC is extending the public comment period on the scope of the EIS to August 31, 2009. Comments should be postmarked by that date to ensure consideration. Comments mailed after that date will be considered to the extent practical.

ADDRESSES: Comments may be sent electronically to GLE.EIS@nrc.gov. Comments also may be sent to the Chief, Rulemaking and Directives Branch, Division of Administrative Services, Mail Stop TWB 5B01M, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Please note Docket No. 70-7016 when submitting comments.

FOR FURTHER INFORMATION CONTACT: For general or technical information associated with the licensing review of the GLE application, please contact Tim Johnson at (301) 492-3121 or Timothy.Johnson@NRC.gov. For general information on the NRC environmental review process or the environmental review related to the GLE application, please contact Christianne Ridge at (301) 415-5673 or Christianne.Ridge@NRC.gov.

Information and documents associated with the proposed GLE facility, including the Environmental Report (ER) submitted by GEH on January 30, 2009, are available for public review through NRC's electronic reading room at <http://www.nrc.gov/reading-rm/adams.html>. Members of the public may access the applicant's ER in NRC's Agencywide Documents Access and Management System (ADAMS) at accession number ML090910573 or on NRC's materials environmental reviews Webpage at <http://www.nrc.gov/materials/active-nepa-reviews.html>.

A copy of the applicant's ER is available for public inspection at the New Hanover County Library, located at 201 Chestnut Street, Wilmington, North Carolina 28401. Documents also may be obtained from NRC's Public Document Room at U.S. Nuclear Regulatory Commission Headquarters, 11555 Rockville Pike (first floor), Rockville, Maryland.

SUPPLEMENTARY INFORMATION: On January 30, 2009, GEH submitted an ER that addresses the impacts of constructing, operating, and decommissioning a laser-based uranium enrichment facility. GEH proposes to locate the facility on the existing General Electric Company (GE)/Global Nuclear Fuel-Americas (GNF-A) site near Wilmington, in New Hanover County, North Carolina. The NRC, in accordance with the National Environmental Policy Act of 1969, as amended (NEPA), and NRC regulations at 10 CFR Part 51, will prepare an EIS evaluating this proposed action.

On June 26, 2009, GEH completed the license application by submitting additional information related to facility safety and security in accordance with the Atomic Energy Act. NRC will

conduct a 30-day acceptance review to determine whether it will accept the application for detailed review. If NRC accepts the application, publicly-available portions of the license application will be made available in ADAMS. In addition, the project Web site at <http://www.nrc.gov/materials/fuel-cycle-fac/laser.html> will indicate how to access publicly-available portions of the applicant's license application. Portions of the license application that contain proprietary, classified, security-related or export-controlled information will be withheld from public availability. The public comment period on the scope of the EIS is being extended to allow members of the public to review publicly-available portions of the license application during the scoping period.

Dated at Rockville, Maryland, this 17th day of July 2009.

For the Nuclear Regulatory Commission.

Patrice M. Bubar,

Director, Environmental Protection and Performance Assessment Directorate, Division of Waste Management and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs.

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OFFICE OF PERSONNEL MANAGEMENT

Excepted Service

AGENCY: U.S. Office of Personnel Management (OPM).

ACTION: Notice.

SUMMARY: This gives notice of OPM decisions granting authority to make appointments under Schedules A, B, and C in the excepted service as required by 5 CFR 6.6 and 213.103.

FOR FURTHER INFORMATION CONTACT:

Glenda Haendschke, Acting Group Manager, Executive Resources Services Group, Center for Human Resources, Division for Human Capital Leadership and Merit System Accountability, 202-606-2246.

SUPPLEMENTARY INFORMATION: Appearing in the listing below are the individual authorities established under Schedules A, B, and C between May 1, 2009, and May 31, 2009. Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities as of June 30 is published each year. The following Schedules are *not* codified in the code of Federal Regulations. These are agency specific exceptions.

Schedule A

The following Schedule A authority for the Department of Treasury is amended to read: Section 213.3105(a)(3) Not to exceed 100 positions in the Office of the Undersecretary for Terrorism and Financial Intelligence.

Schedule B

No Schedule B authority to report.

Schedule C

The following Schedule C appointments were approved during May 2009.

Office of Management and Budget

BOGS90028 Confidential Assistant, Office of Management and Budget. Effective May 4, 2009.

BOGS90013 Legislative Assistant for Legislative Affairs. Effective May 13, 2009.

BOGS90016 Confidential Assistant for Economic Policy. Effective May 13, 2009.

BOGS90017 Confidential Assistant for General Government Programs. Effective May 13, 2009.

BOGS90029 Confidential Assistant to the General Counsel. Effective May 13, 2009.

BOGS90031 Deputy to the Associate Director for Legislative Affairs (House). Effective May 27, 2009.

BOGS90032 Deputy Press Secretary, Strategic Planning and Communications. Effective May 28, 2009.

Office of the United States Trade Representative

TNGS70002 Special Assistant to the Deputy United States Trade Representative. Effective May 22, 2009.

TNGS90008 Writer-Editor for Public and Media Affairs. Effective May 22, 2009.

Department of State

DSGS69885 Staff Assistant for Legislative and Intergovernmental Affairs. Effective May 6, 2009.

DSGS69849 Staff Assistant to the HIV/AIDS Coordinator. Effective May 22, 2009.

DSGS69825 IT Specialist—Policy and Planning, Under Secretary for Management. Effective May 27, 2009.

Department of the Treasury

DYGS00419 Special Assistant to the Executive Secretary. Effective May 1, 2009.

DYGS60418 Special Assistant to the Executive Secretary. Effective May 5, 2009.

DYGS00384 Special Assistant to the Chief of Staff. Effective May 6, 2009.