

Please submit your comments on or before August 30, 2002. Written comments should be mailed to Mike Lesar, Chief, Rules and Directives Branch, Division of Administrative Services, Office of Administration, Mail Stop T-6D59, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Comments will also be accepted by e-mail. Interested parties may e-mail their comments to [teh@nrc.gov](mailto:teh@nrc.gov). Comments will also be accepted by fax at (301) 415-5398, Attention: Tim Harris.

**Tentative Schedule:** Based on available information, and assuming DCS submits a supplemental ER in July 2002, NRC has revised the EIS schedule as follows:

Conduct Acceptance Review of DCS Supplemental Environmental Report—August 2002

Conduct Informational Meetings—September 2002

Issue Draft Environmental Impact Statement—February 2003

Public Comment on DEIS—February–April 2003

Issue Final Environmental Impact Statement—August 2003

Signed in Rockville, MD, this 17th day of April, 2002.

For the Nuclear Regulatory Commission.

**Thomas H. Essig,**

Chief, Environmental and Performance Assessment Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.

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## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Meeting Notice

In accordance with the purposes of sections 29 and 182b. of the Atomic Energy Act (42 U.S.C. 2039, 2232b), the Advisory Committee on Reactor Safeguards (ACRS) will hold a meeting on May 2-4, 2002, in Conference Room T-2B3, 11545 Rockville Pike, Rockville, Maryland. The date of this meeting was previously published in the **Federal Register** on Monday, November 26, 2001 (66 FR 59034).

#### Thursday, May 2, 2002

**8:30 a.m.–8:35 a.m.: Opening Remarks by the ACRS Chairman** (Open)—The ACRS Chairman will make opening remarks regarding the conduct of the meeting.

**8:35 a.m.–10:30 a.m.: Brunswick Steam Electric Plant, Units 1 & 2 Core Power Uprate** (Open/Closed)—The Committee will hear presentations by

and hold discussions with representatives of the NRC staff and the Carolina Power and Light Company regarding the license amendment to increase core power level by approximately 15% for the Brunswick Steam Electric Plant, Units 1 & 2, pursuant to the General Electric Nuclear Energy Extended Power Uprate Program.

[**Note:** A portion of this session may be closed to discuss General Electric proprietary information.]

**10:45 a.m.–11:45 a.m.: Expert Panel Recommendations on Source Term for High Burnup and Mixed Oxide (MOX) Fuel** (Open)—The Committee will hear presentations by and hold discussions with representatives of the NRC staff regarding the Expert Panel's recommendations on source term for high burnup and MOX fuel and on revising NUREG-1465, "Accident Source Terms for Light-Water Nuclear Power Plants."

**12:45 p.m.–1:45 p.m.: Confirmatory Research Program on High Burnup Fuel** (Open)—The Committee will hear presentations by and hold discussions with representatives of the Office of Nuclear Reactor Regulation and the Office of Nuclear Regulatory Research regarding their views on the need for the confirmatory research program on high burnup fuel.

**1:45 p.m.–2:45 p.m.: Subcommittee Report** (Open)—Report by the Chairman of the ACRS Subcommittee on Reactor Fuels regarding the staff's draft Safety Evaluation Report on the Duke Cogema Stone & Webster application for a construction authorization for a proposed MOX Fuel Fabrication Facility that was discussed during the April 10, 2002 Subcommittee meeting, and other related matters.

**3 p.m.–6:15 p.m.: Safeguards and Security Activities** (Closed)—The Committee will hear presentations by and hold discussions with representatives of the NRC staff regarding ongoing and planned NRC activities in the safeguards and security areas.

[**Note:** The entire session will be closed to protect national security information and safeguards information.]

**6:30 p.m.–7:15 p.m.: Proposed ACRS Reports** (Open)—The Committee will discuss proposed ACRS reports on matters considered during this meeting.

#### Friday, May 3, 2002

**8:30 a.m.–8:35 a.m.: Opening Remarks by the ACRS Chairman** (Open)—The ACRS Chairman will make opening remarks regarding the conduct of the meeting.

**8:35 a.m.–11:30 A.M.: PHEBUS-FP, PHEBUS-2K and PHEBUS-LOCA International Projects** (Open)—The Committee will hear presentations by and hold discussions with representatives of the French PHEBUS-FP Project regarding the recent results of the PHEBUS-FP Project and plans for the PHEBUS-2K and PHEBUS-LOCA Projects.

**11:45 a.m.–12:30 p.m.: Future ACRS Activities/Report of the Planning and Procedures Subcommittee** (Open)—The Committee will discuss the recommendations of the Planning and Procedures Subcommittee regarding items proposed for consideration by the full Committee during future meetings. Also, it will hear a report of the Planning and Procedures Subcommittee on matters related to the conduct of ACRS business, and organizational and personnel matters relating to the ACRS.

**1:30 p.m.–1:45 p.m.: Reconciliation of ACRS Comments and**

**Recommendations** (Open)—The Committee will discuss the responses from the NRC Executive Director for Operations (EDO) to comments and recommendations included in recent ACRS reports and letters. The EDO responses are expected to be made available to the Committee prior to the meeting.

**1:45 p.m.–7:00 p.m.: Proposed ACRS Reports** (Open)—The Committee will discuss proposed ACRS reports.

#### Saturday, May 4, 2002

**8:30 a.m.–12:30 p.m.: Proposed ACRS Reports** (Open)—The Committee will continue its discussion of proposed ACRS reports.

**12:30 p.m.–1:00 p.m.: Miscellaneous** (Open)—The Committee will discuss matters related to the conduct of Committee activities and matters and specific issues that were not completed during previous meetings, as time and availability of information permit.

Procedures for the conduct of and participation in ACRS meetings were published in the **Federal Register** on October 3, 2001 (66 FR 50462). In accordance with those procedures, oral or written views may be presented by members of the public, including representatives of the nuclear industry. Electronic recordings will be permitted only during the open portions of the meeting and questions may be asked only by members of the Committee, its consultants, and staff. Persons desiring to make oral statements should notify Dr. Sher Bahadur, ACRS, five days before the meeting, if possible, so that appropriate arrangements can be made to allow necessary time during the meeting for such statements. Use of still,

motion picture, and television cameras during the meeting may be limited to selected portions of the meeting as determined by the Chairman. Information regarding the time to be set aside for this purpose may be obtained by contacting Dr. Sher Bahadur prior to the meeting. In view of the possibility that the schedule for ACRS meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons planning to attend should check with Dr. Sher Bahadur if such rescheduling would result in major inconvenience.

In accordance with Subsection 10(d) Public Law 92-463, I have determined that it is necessary to close portions of this meeting noted above to discuss proprietary information per 5 U.S.C. 552b(c)(4), to protect national security information per 5 U.S.C. 552b(c)(1), and to protect safeguards information per 5 U.S.C. 552b(c)(3).

Further information regarding topics to be discussed, whether the meeting has been canceled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements, and the time allotted therefor can be obtained by contacting Dr. Sher Bahadur (telephone 301-415-0138), between 7:30 a.m. and 4:15 p.m., EDT.

ACRS meeting agenda, meeting transcripts, and letter reports are available through the NRC Public Document Room at [pdr@nrc.gov](mailto:pdr@nrc.gov), or by calling the PDR at 1-800-397-4209, or from the Publicly Available Records System (PARS) component of NRC's document system (ADAMS) which is accessible from the NRC Web site at <http://www.nrc.gov/NRC/ADAMS/index.html>.

Videoteleconferencing service is available for observing open sessions of ACRS meetings. Those wishing to use this service for observing ACRS meetings should contact Mr. Theron Brown, ACRS Audio Visual Technician (301-415-8066), between 7:30 a.m. and 3:45 p.m., EDT, at least 10 days before the meeting to ensure the availability of this service. Individuals or organizations requesting this service will be responsible for telephone line charges and for providing the equipment and facilities that they use to establish the videoteleconferencing link. The availability of videoteleconferencing services is not guaranteed.

Dated: April 18, 2002.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. 02-9993 Filed 4-23-02; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

### Report to Congress on Abnormal Occurrences Fiscal Year 2001 Dissemination of Information

Section 208 of the Energy Reorganization Act of 1974 (Pub. L. 93-438) identifies an abnormal occurrence (AO) as an unscheduled incident or event that the U.S. Nuclear Regulatory Commission (NRC) determines is significant from the standpoint of public health or safety. The Federal Reports Elimination and Sunset Act of 1995 (Pub. L. 104-66) requires that AOs be reported to Congress annually. During fiscal year 2001, two events, one at a facility licensed by the NRC and the other at a facility licensed by an Agreement State were determined to be AOs. These events are discussed below. As required by Section 208, the discussion for each event includes the date and place, the nature and probable consequences, the cause or causes, and the action taken to prevent recurrence. Each event is also being described in NUREG-0090, Vol. 24, "Report to Congress on Abnormal Occurrences, Fiscal Year 2001." This report will be available electronically at the NRC Web site <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/>.

#### Nuclear Power Plants

None of the events that occurred at U.S. nuclear power plants during this reporting period was significant enough to be reported as an AO.

#### Fuel Cycle Facilities (Other Than Nuclear Power Plants)

None of the events that occurred at fuel cycle facilities during this reporting period was significant enough to be reported as an AO.

#### Other NRC Licensees (Industrial Radiographers, Medical Institutions, etc.)

##### *01-1 Occupational Overexposure at Southeast Missouri State University in Cape Girardeau, Missouri*

**Date and Place**—June 13-16, 2000, Southeast Missouri State University (the university), Cape Girardeau, Missouri. The information available to the staff prior to the publication of the FY 2000 report was not sufficient to determine if this event met the AO criteria.

**Nature and Probable Consequences**—In 1970, the university was licensed by the Atomic Energy Commission, NRC's predecessor, to possess and use up to 185 megabecquerel (MBq) [5 millicurie (5 mCi)] of americium-241 (Am-241) in unsealed form. The authorized user of

the Am-241 died in 1980. In 1991, the university requested and received an amendment to its NRC license to remove authorization to possess and use certain radionuclides, including Am-241. The university disposed of some radionuclides in its possession but inadvertently kept the unsealed Am-241.

On February 16, 2000, a routine NRC inspection at the university found that the radiation program had deteriorated significantly. Specifically, since August 1, 1999, the university had been without a radiation safety officer (RSO), and the university officials were not sure whether they had radioactive materials in their possession or what materials they were authorized to possess. They did not know the general terms and conditions of their license. During the inspection, the licensee and an NRC inspector found an apparently empty vial labeled as containing 185 MBq (5 mCi) of Am-241 in a safe, located in the basement of the university, along with additional unauthorized material.

After the discovery of the unauthorized material, the university hired a consultant to characterize the material in the safe, and assess contamination in and around the area. On April 19, 2000, the consultant inventoried the contents of the safe and found elevated radiation levels in the room where the safe was located. On June 13, 2000, the consultant began to perform surveys and decontamination activities and identified loose Am-241 contamination.

Inadequate radiological surveys and poor handling techniques used by the consultant resulted in contamination in a number of areas in the basement.

On June 21, 2000, the NRC initiated a special inspection in response to a report from the university on loose Am-241 contamination. NRC surveys independently confirmed the Am-241 contamination.

The licensee restricted access to all contaminated areas, interrupted the decontamination process, and performed internal dose assessments of individuals potentially exposed to Am-241 contamination. These assessments indicated that the consultant received a calculated committed dose equivalent to the bone surface of 2630 millisievert (263 rem). The consultant has seen a doctor, had one therapeutic medical treatment, and no adverse health effects are expected. The licensee hired a second consultant to complete the decontamination process.

**Cause or Causes**—The licensee possessed radioactive material not authorized by the NRC license and failed to perform adequate radiation