

matters within the scope of the amendment under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

If the amendment is issued before the expiration of the 30-day hearing period, the Commission will make a final determination on the issue of no significant hazards consideration. If a hearing is requested, the final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it immediately effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment request involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemakings and Adjudications Staff, or may be delivered to the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, by the above date. A copy of the petition should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to Mr. David R. Lewis, Shaw, Pittman, Potts and Trowbridge, 2300 N Street, NW., Washington, DC 20037-1128, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the presiding Atomic Safety and Licensing Board that the petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

For further details with respect to this action, see the application for amendment dated February 11, 2000, which is available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and accessible electronically through the ADAMS Public Electronic Reading Room link at the NRC Web site (<http://www.nrc.gov>).

Dated at Rockville, Maryland, this 15th day of February 2000.

For the Nuclear Regulatory Commission.

**Richard P. Croteau,**

*Project Manager, Section 2, Project Directorate I, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

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## **NUCLEAR REGULATORY COMMISSION**

### **National Materials Program Working Group; Meeting**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of formation of working group and public meeting.

**SUMMARY:** The Nuclear Regulatory Commission (NRC) has formed a working group to provide the Commission with options for maintaining the infrastructure of supporting regulations, guidance and other program elements needed for the nationwide materials program considering the anticipated increase in the number of Agreement States. The working group will be composed of representatives from the Organization of Agreement States (OAS), the Conference of Radiation Control Program Directors, Inc. (CRCPD), and the NRC. The working group will produce a report for the Commission's consideration.

**DATES:** The working group's first meeting will be held on March 6-8, 2000, at the NRC Headquarters Office, 11555 Rockville Pike, Rockville, Maryland. To facilitate maximum participation and information sharing the working group's meetings will be announced and open to the public. Future meeting notices will be noticed at the NRC web site, News and Information, Public Meetings, Other Meetings: (<http://www.nrc.gov/NRC/PUBLIC/meet.html#OTHER>).

**ADDRESSES:** Members of the public may submit comments to David L. Meyer, Chief, Rules and Directives Branch, T-6-D59, U. S. Nuclear Regulatory

Commission, Washington, DC 20555-0001. Comments may also be submitted via e-mail at [nrcprep@nrc.gov](mailto:nrcprep@nrc.gov). Comments may be submitted at any time.

Comments received after February 1, 2001 will be considered if practical to do so, but the Commission is able to assure consideration only for comments received on or before this date.

To help ensure coordination and sharing of information with the OAS, the CRCPD, and the public, the working group will place information at the Office of State Programs' web site at <http://www.hsrd.ornl.gov/nrc/home.html>.

### **FOR FURTHER INFORMATION CONTACT:**

James Myers, Project Manager, Office of State Programs, U. S. Nuclear Regulatory Commission, Washington, DC 20555. Telephone: 301-415-2328, E-mail: [jhm@nrc.gov](mailto:jhm@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The 31 Agreement States regulate about 70% of the total number of radioactive materials licensees. NRC is forecasting four more Agreement States by FY 2003. This will bring the percentage of licensees regulated by Agreement States to more than 80%. With this increase, NRC and States need to examine options to maintain the infrastructure of supporting regulations, guidance and other program elements, such as event follow-up, information technology sharing and technical support needed for implementation of a nationwide materials program. In addition, current NRC activities in support of the national program infrastructure will have a potentially increased impact on the smaller number of NRC materials licensees in the future.

Additional background information is contained in SECY-99-250, "National Materials Program \* \* \*" dated October 14, 1999 and the Staff Requirements Memorandum (SRM) for SECY-99-250 dated November 23, 1999. (Both documents are available on the Office of State Programs' web site identified earlier in this notice). The Commission has requested that the project be completed by May 1, 2001.

Dated at Rockville, Maryland, this 14th day of February 2000.

For the Nuclear Regulatory Commission.

**Paul H. Lohaus,**

*Director, Office of State Programs.*

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