The hybrid procedures in section 134 provide for oral argument on matters in controversy, preceded by discovery under the Commission's rules and the designation, following argument of only those factual issues that involve a genuine and substantial dispute, together with any remaining questions of law, to be resolved in an adjudicatory hearing. Actual adjudicatory hearings are to be held on only those issues found to meet the criteria of section 134 and set for hearing after oral argument.

The Commission's rules implementing section 134 of the NWPA are found in 10 CFR part 2, subpart K, ''Hybrid Hearing Procedures for Expansion of Spent Fuel Storage Capacity at Civilian Nuclear Power Reactors' (published at 50 FR 41662 dated October 15, 1985). Under those rules, any party to the proceeding may invoke the hybrid hearing procedures by filing with the presiding officer a written request for oral argument under 10 CFR 2.1109. To be timely, the request must be filed within 10 days of an order granting a request for hearing or petition to intervene. The presiding officer must grant a timely request for oral argument. The presiding officer may grant an untimely request for oral argument only upon a showing of good cause by the requesting party for the failure to file on time and after providing the other parties an opportunity to respond to the untimely request. If the presiding officer grants a request for oral argument, any hearing held on the application must be conducted in accordance with the hybrid hearing procedures. In essence, those procedures limit the time available for discovery and require that an oral argument be held to determine whether any contentions must be resolved in an adjudicatory hearing. If no party to the proceeding timely requests oral argument, and if all untimely requests for oral argument are denied, then the usual procedures in 10 CFR part 2, subpart G apply.

For further details with respect to this action, *see* the application for amendment dated November 26, 2002, which is available for public inspection at the Commission's PDR, located at One White Flint North, Public File Area O1–F21, 11555 Rockville Pike, Rockville, Maryland. Publicly available records will be accessible from the Agencywide Documents Access and Management System's (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, *http://www.nrc.gov/reading-rm/adams.html.* 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 1–800–397–4209, 301–415–4737, or by e-mail to *pdr@nrc.gov.*

Dated in Rockville, Maryland, this 21st day of January, 2003.

For the Nuclear Regulatory Commission.

Eva A. Brown,

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

[FR Doc. 03–1861 Filed 1–27–03; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50–277 and 50–278]

Exelon Generating Company, LLC; Peach Bottom Atomic Power Station, Units 2 and 3; Notice of Availability of the Final Supplement 10 to the Generic Environmental Impact Statement Regarding License Renewal for the Peach Bottom Atomic Power Station, Units 2 and 3

Notice is hereby given that the U.S. Nuclear Regulatory Commission (NRC) has published a final plant-specific Supplement 10 to the Generic Environmental Impact Statement (GEIS), NUREG–1437, regarding the renewal of operating licenses DPR–44 and DPR–56 for the Peach Bottom Atomic Power Station, Units 2 and 3, for an additional 20 years of operation. The Peach Bottom Atomic Power Station units are operated by Exelon Generating Company, LLC and PSEG Nuclear, LLC (Exelon). Peach Bottom Atomic Power Station is located primarily in Peach Bottom Township, York County, Pennsylvania. Possible alternatives to the proposed action (license renewal) include no action and reasonable alternative methods of power generation.

It is stated in section 9.3 of the report:

> Based on (1) the analysis and findings in the Generic Environmental Impact Statement for License Renewal of Nuclear Plants, NUREG–1437; (2) the Environmental Report submitted by Exelon; (3) consultation with Federal, State, and local agencies; (4) the staff's own independent review; and (5) the staff's consideration of public comments, the staff recommends that the Commission determine that the adverse environmental impacts of license renewal for Peach Bottom Units 2 and 3 are not so great that preserving the option of license renewal for energy planning decision makers would be unreasonable.

The final Supplement 10 to the GEIS is available electronically for public inspection in the NRC Public Document Room (PDR) located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, or from the Publicly Available Records (PARS) component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at *http://www.nrc.gov* (the Public Electronic Reading Room). Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the PDR reference staff at 1–800–397–4209, 301–415–4737, or by e-mail to *pdr@nrc.gov.*

FOR FURTHER INFORMATION CONTACT: Mr. Louis L. Wheeler, License Renewal and Environmental Impacts Program, Division of Regulatory Improvement Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Mr. Wheeler may be contacted at 301–415–1444 or by writing to: Louis L. Wheeler, U.S. Nuclear Regulatory Commission, MS O–12D3, Washington, DC 20555.

Dated in Rockville, Maryland, this 22nd day of January, 2003.

For the Nuclear Regulatory Commission.

Pao-Tsin Kuo,

Program Director, License Renewal and Environmental Impacts Program, Division of Regulatory Improvement Programs, Office of Nuclear Reactor Regulation.

[FR Doc. 03–1859 Filed 1–27–03; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

[Docket No. 030–33507]

Research Medical Center Environmental Assessment and Finding of No Significant Impact; Exemption

The U.S. Nuclear Regulatory Commission is authorizing Research Medical Center, License No. 24–17998–02, an exemption to 10 CFR 35.615(f)(3), to permit the licensee to have a neurosurgeon physically present in place of an authorized user during the use of its gamma stereotactic radiosurgery unit.

Environmental Assessment

Identification of the Proposed Action

Research Medical Center has a United States Nuclear Regulatory Commission (NRC) license (License No. 24–17998–02) that authorizes the use of a gamma stereotactic radiosurgery (GSR) unit. The licensee has requested, in a letter dated September 20, 2002, that the NRC grant an exemption to 10 CFR 35.615(f)(3), which requires an authorized user and authorized medical

physicist to be physically present throughout all patient treatments with the GSR unit. This requirement became effective on October 24, 2002.

Research Medical Center has requested the exemption to allow a neurosurgeon to replace an authorized user if the following criteria is met: the neurosurgeon has received at least one full week of training at a formal training course for GSRs, including operation and emergency response; the neurosurgeon is working under the authorized user's supervision, and the neurosurgeon will be physically present in place of the authorized user once the treatment has been initiated. During patient treatment with the GSR unit, the authorized user will be immediately available and the substitution will not average more than 50% of the time. The authorized medical physicist will be present throughout all patient treatments.

Need for the Proposed Action

The exemption is needed so that Research Medical Center can continue to provide optimum medical treatment to its patients. The licensee indicates that without the exemption to 10 CFR 35.516(f)(3), GSR procedures would have to be periodically interrupted whenever it would be necessary to call the authorized user to attend to other responsibilities in the Radiation Oncology Department, which would not be conducive to timely completion of the procedure. The licensee states further that neurosurgeons are in large part responsible for the care of patients undergoing GSR, have completed the same course in GSR as the authorized users and are fully capable of handling any medical emergency, and are present during at least part of the treatment, and that the Radiation Oncology Department is separated from the GSR by a short enough distance such that an authorized user could respond quickly if necessary.

Environmental Impacts of the Proposed Action

The GSR sources are sealed sources and no material will be released into the environment. All the sources are contained within the unit, as verified by periodic spot checks performed by the licensee. The proposed action does not increase public radiation exposure. There will be no impact on the environment as a result of the proposed action.

Alternatives to the Proposed Action

As required by section 102(2)(E) of NEPA (42 U.S.C. 4322(2)(E)), possible alternatives to the final action have been considered. The alternatives are: (1) To deny the exemption request or (2) to require the licensee to provide another alternative method as a basis for granting the exemption. The alternative options would not produce a gain in protecting the human environment, and would negatively impact the licensee implementation of medical care to patients.

Alternative Use of Resources

No alternative use of resources was considered due to the reasons stated above.

Agencies and Persons Consulted

This proposed action was discussed with the State of Missouri.

Identification of Source Used

Letter from Research Medical Center, to U.S. Nuclear Regulatory Commission, Region III, dated September 20, 2002.

Finding of No Significant Impact

Based on the above environmental assessment, the Commission has concluded that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the NRC has determined that a finding of no significant impact is appropriate and preparation of an environmental impact statement is not warranted.

The licensee's letter is available for inspection, and/or copying for a fee, in the Region III Public Document Room, 801 Warrensville Road, Lisle, IL 60532. The document is available electronically for public inspection from the Publically Available Records (PARS) component of NRC's Documents Access and Management System (ADAMS), accession number ML030220477. ADAMS is accessible from the NRC Web site at *http://www.nrc.gov/reading-rm/adams.html.*

Dated in Rockville, Maryland, this 22nd day of January, 2003.

For the Nuclear Regulatory Commission.

Frederick Brown,

Section Chief, Material Safety and Inspection Branch, Division of Industrial and Medical Nuclear Safety, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 03–1860 Filed 1–27–03; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

Sunshine Act Meeting

AGENCY: Nuclear Regulatory Commission.

DATE: Weeks of January 27, February 3, 10, 17, 24, March 3, 2003.

PLACE: Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

STATUS: Public and closed.

MATTERS TO BE CONSIDERED:

Week of January 27, 2003

There are no meetings scheduled for the Week of January 27, 2003.

Week of February 3, 2003—Tentative

Tuesday, February 4, 2003

2 p.m.—Briefing on Lessons Learned: Davis-Besse Reactor Vessel Head (RVH) Degradation (Public Meeting) (Contact: Stacey Rosenberg, 301–415–1733)

This meeting will be webcast live at the Web address—*www.nrc.gov*

Wednesday, February 5, 2003

1 p.m.—Discussion of Governmental Issues (Closed—Ex. 1 & 9)

Week of February 10, 2003—Tentative

Monday, February 20, 2003

10 a.m.—Briefing on Status of Office of Nuclear Reactor Regulation (NRR) Programs, Performance, and Plans (Public Meeting) (Contract: Michael Case, 301–415–1275)

The meeting will be webcast live at the Web address—*www.nrc.gov*

Tuesday, February 11, 2003

10 a.m.—Briefing on Status of Office of the Chief Financial Officer (OCFO) Programs, Performance, and Plans (Public meeting) (Contact: Patrice Williams-Johnson, 301–415–5732)

This meeting will be webcast live at the Web address—*www.nrc.gov.*

Week of February 17, 2003—Tentative

There are no meetings scheduled for the Week of February 17, 2003.

Week of February 24, 2003—Tentative

Monday, February 24, 2003

2 p.m.—Meeting with National Association of Regulatory Utility Commissioners (NARUC) (Public Meeting)

This meeting will be webcast live at the Web address—*www.nrc.gov*

Week of March 3, 2003

Monday, March 3, 2003

10 a.m.—Briefing on Status of Office of Nuclear Material Safety and Safeguards (NMSS) Programs—Waste Safety (Public Meeting) (Contact: Claudia Seelig, 301–415–7243)

This meeting will be webcast live at the Web address—*www.nrc.gov*

*The schedule for Commission meetings is subject to change on short