

## NUCLEAR REGULATORY COMMISSION

[Docket No. 70–3103–ML; ASLBP No. 04–826–01–ML]

### Atomic Safety and Licensing Board; Before Administrative Judges: G. Paul Bollwerk, III, Chairman, Dr. Paul B. Abramson, Dr. Charles N. Kelber; In the Matter of Louisiana Energy Services, L.P. (National Enrichment Facility); Notice of Hearing and of Opportunity To Make Oral or Written Limited Appearance Statements

January 26, 2006.

The Atomic Safety and Licensing Board hereby gives notice that it will convene an evidentiary session to receive testimony and exhibits in the “mandatory hearing” portion of this proceeding regarding the December 2003 application of Louisiana Energy Services, L.P., (LES) for a license under 10 CFR part 70 to construct and operate a uranium enrichment facility—the National Enrichment Facility (NEF)—to be constructed near Eunice, New Mexico. This mandatory hearing will concern safety and environmental matters other than those being litigated in the ongoing “contested” hearing that pertains to admitted issues proffered by intervening parties regarding the LES application. In addition, the Board gives notice that, in accordance with 10 CFR 2.315(a), it will entertain oral limited appearance statements from members of the public in connection with this proceeding.

#### A. Date, Time, and Location of Mandatory Hearing

The Board will conduct a mandatory hearing regarding the sufficiency of the LES application and NRC staff’s environmental findings relative to the LES application,<sup>1</sup> beginning at 9 a.m., Mountain Standard Time (MST) on Monday, March 6, 2006, at the New Mexico Junior College, Moran Building Multi-Purpose Room, 5317 Lovington Highway, Hobbs, New Mexico. The hearing on these issues will continue day-to-day until concluded.

The public is advised that, in accordance with 10 CFR 2.390, portions of the hearing sessions may be closed to the public because the matters at issue may involve the discussion of protected information.

<sup>1</sup> LES and the staff will be parties to the mandatory hearing and will present witnesses and evidentiary material.

#### B. Date, Time, and Location of Oral Limited Appearance Statement Sessions

These sessions will be on the following date at the specified location and times:

1. *Date:* Sunday, March 5, 2006.  
*Time:* Afternoon Session (if there is sufficient interest)—3 to 5 p.m. MST.  
*Location:* New Mexico Junior College, Moran Building Multi-Purpose Room, 5317 Lovington Highway, Hobbs, New Mexico.
2. *Date:* Monday, March 6, 2006.  
*Time:* Evening Session (if there is sufficient interest)—7 to 9 p.m. MST.  
*Location:* Same as Session 1 above.

#### C. Participation Guidelines for Oral Limited Appearance Statements

Any person not a party, or the representative of a party, to the proceeding will be permitted to make an oral statement setting forth his or her position on matters of concern relating to this proceeding. Although these statements do not constitute testimony or evidence, they nonetheless may help the Board and/or the parties in their consideration of the issues in this proceeding.

Oral limited appearance statements will be entertained during the hours specified above, or such lesser time as may be necessary to accommodate the speakers who are present.<sup>2</sup> In this regard, if all scheduled and unscheduled speakers present at a session have made a presentation, the Licensing Board reserves the right to terminate the session before the ending times listed above. The Board also reserves the right to cancel the Sunday afternoon and/or Monday evening sessions scheduled above if there has not been a sufficient showing of public interest as reflected by the number of preregistered speakers.

The time allotted for each statement normally will be no more than five minutes, but may be further limited depending on the number of written requests to make an oral statement that are submitted in accordance with section D below and/or the number of persons present at the designated times. In addition, although an individual who

<sup>2</sup> Any members of the public who plan to attend either the evidentiary hearings or the limited appearance sessions are advised that security measures may be employed at the entrance to the hearing facility, including searches of hand-carried items such as briefcases or backpacks. Also, during the limited appearance sessions, signs no larger than 18” by 18” will be permitted, but may not be attached to sticks, held up, or moved about in the rooms.

has previously addressed the Licensing Board at a limited appearance session, including the January 12, 2005 sessions in Eunice, New Mexico or, in the case of the Monday evening session, the Sunday afternoon session, may request an opportunity to make an additional presentation, the Board reserves the right to defer such additional presentations until after it has heard from speakers who have not had an opportunity to make an initial presentation.

#### D. Submitting a Request To Make an Oral Limited Appearance Statement

Persons wishing to make an oral statement who have submitted a timely written request to do so will be given priority over those who have not filed such a request. To be considered timely, a written request to make an oral statement must either be mailed, faxed, or sent by e-mail so as to be received by 5 p.m. Eastern Standard Time on *Wednesday, February 22, 2006*. The request must specify the session (Sunday or Monday) during which the requester wishes to make an oral statement. Based on its review of the requests received by February 22, 2006, the Licensing Board may decide that the Sunday afternoon and/or Monday evening sessions will not be held due to a lack of adequate interest in those sessions.

Written requests to make an oral statement should be submitted to:

Mail: Office of the Secretary, Rulemakings and Adjudications Staff, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001.

Fax: (301) 415–1101 (verification (301) 415–1966).

E-mail: [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov).

In addition, using the same method of service, a copy of the written request to make an oral statement should be sent to the Chairman of this Licensing Board as follows:

Mail: Administrative Judge G. Paul Bollwerk, III, Atomic Safety and Licensing Board Panel, Mail Stop T–3 F23, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001.

Fax: (301) 415–5599 (verification (301) 415–6094).

E-mail: [emp1@nrc.gov](mailto:emp1@nrc.gov) and [gpb@nrc.gov](mailto:gpb@nrc.gov).

#### E. Submitted Written Limited Appearance Statements

A written limited appearance statement may be submitted to the Board regarding this proceeding at any time. Such statements should be sent to the Office of the Secretary using the

methods prescribed above, with a copy to the Licensing Board Chairman.

#### F. Availability of Documentary Information Regarding the Proceeding

Documents relating to this proceeding are available for public inspection at the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, or electronically from the publicly available records component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).<sup>3</sup> 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).

#### G. Scheduling Information Updates

Any updated/revised scheduling information regarding the evidentiary hearing and limited appearance sessions can be found on the NRC Web site at <http://www.nrc.gov/public-involve/public-meetings/index.cfm> or by calling (800) 368-5642, extension 5036, or (301) 415-5036.

Dated: January 26, 2006; Rockville, Maryland.

For the Atomic Safety and Licensing Board.<sup>4</sup>

**G. Paul Bollwerk, III,**  
*Administrative Judge.*

[FR Doc. E6-1324 Filed 1-31-06; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Revised Meeting Notice

The agenda for the 529th ACRS meeting, scheduled to be held on February 9-11, 2006, has been revised as noted below. Notice of this meeting was previously published in the **Federal Register** on Wednesday, January 25, 2006 (71 FR 4177).

<sup>3</sup> Some documents determined by the staff to contain "sensitive" information are publicly available only in redacted form; non-sensitive documents are publicly available in their complete form. In addition, some documents that may contain information proprietary to LES are publicly available only in redacted form.

<sup>4</sup> Copies of this notice were sent this date by Internet e-mail transmission to counsel for (1) applicant LES; (2) intervenors Nuclear Information and Resource Service/Public Citizen; (3) the New Mexico Environment Department and the Attorney General of New Mexico; and (4) the staff.

The discussion of the topic on the Application of the TRACG Code for Analyzing ESBWR Stability scheduled to be held on Thursday, February 9, 2006 between 8:35 and 10:30 a.m. has been postponed to a future ACRS meeting as requested by the NRC staff. The discussion of the item on FERRET Reactor Vessel Fluence Methodology scheduled to be held on Friday, February 10, 2006 between 8:35 and 10 a.m. has been moved to Thursday, February 9, 2006, between 12:45 and 2:15 p.m. The times for discussion of other items previously published in the **Federal Register** have been adjusted as noted in the revised agenda to facilitate effective use of the Committee's time. A revised agenda is posted on the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> or [http://www.nrc.gov/reading-rm/doc-collections/ \(ACRS & ACNW Mtg schedules/agendas\)](http://www.nrc.gov/reading-rm/doc-collections/ACRS&ACNW%20Mtg%20schedules/agendas).

**FOR FURTHER INFORMATION CONTACT:** Mr. Sam Duraiswamy, ACRS, (Telephone: 301-415-7364), between 7:30 a.m. and 4:15 p.m., ET.

Dated: January 26, 2006.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. E6-1308 Filed 1-31-06; 8:45 am]

**BILLING CODE 7590-01-P**

## OVERSEAS PRIVATE INVESTMENT CORPORATION

### Submission for OMB Review

**AGENCY:** Overseas Private Investment Corporation (OPIC).

**ACTION:** Request for comments.

**SUMMARY:** Under the provision of the Paperwork Reduction Act (44 U.S.C. Chapter 35), agencies are required to publish a Notice in the Federal Register notifying the public, that the Agency is preparing an information collection request for OMB review, approval, and request public review and comment on the submission. Comments are being solicited on the need for the information; the accuracy of the Agency's burden estimate; the quality, practical utility and clarity of the information to be collected; and ways to minimize the reporting burden, including automated collection techniques by using other forms of technology. The proposed form under review is summarized below.

**DATES:** Comments must be received within 60 calendar days of publication of this Notice.

**ADDRESSES:** Copies of the subject form and the request for review prepared for submission to OMB may be obtained

from the Agency submitting officer. Comments on the form should be submitted to the Agency Submitting Officer.

**FOR FURTHER INFORMATION CONTACT:** OPIC Agency Submitting Officer: Essie S. Bryant, Records Management Officer, Overseas Private Investment Corporation, 1100 New York Avenue, NW., Washington, DC 20527; 202-336-8563.

**OMB Reviewer:** David Rostker, Office of Information and Regulator Affairs, Office of Management and Budget, New Executive Office Building, Docket Library, Room 10102, 725 17th Street, NW., Washington, DC 20503; (202) 395-3897

### Summary Form Under Review

**Type of Request:** Reinstatement, with change, of a previously approved collection for which approval is expiring.

**Title:** Sponsor Disclosure Report.

**Form Number:** OPIC-129.

**Frequency of Use:** Once per major sponsor, per project.

**Type of Respondents:** Business or other institutions.

**Standard Industrial Classification Codes:** All.

**Description of Affected Public:** U.S. Companies sponsoring projects overseas.

**Reporting Hours:** 5 hours per project.

**Number of Responses:** 300 per year.

**Federal Cost:** \$66,000 per year.

**Authority for Information Collection:** Sections 231, 234 (b), and (c) of the Foreign Assistance Act of 1961, as amended.

**Abstract (Needs and Uses):** The OPIC 129 form is the principle document used by OPIC to determine the investor's and project's eligibility, assess the environmental impact and developmental effects of the project, measure the economic effects for the United States and the host country economy, and collect information for underwriting analysis.

Dated: January 24, 2006.

**Eli Landy,**

*Senior Counsel for Administrative Law, Department of Legal Affairs.*

[FR Doc. 06-930 Filed 1-31-06; 8:45 am]

**BILLING CODE 3210-01-M**

## OVERSEAS PRIVATE INVESTMENT CORPORATION

### Submission for OMB Review

**AGENCY:** Overseas Private Investment Corporation (OPIC).

**ACTION:** Request for comments.