

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## NUCLEAR REGULATORY COMMISSION

### 10 CFR Part 73

[NRC-2010-0340; Draft NUREG-0561, Revision 2]

RIN 3150-A164

### Physical Protection of Shipments of Irradiated Reactor Fuel

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of availability of draft guidance for public comment.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is proposing to amend its security regulations pertaining to the transport of irradiated reactor fuel (for purposes of this rulemaking, the terms "irradiated reactor fuel" and "spent nuclear fuel" (SNF) are used interchangeably). The NRC has prepared a revision to current guidance to address implementation of the proposed regulations. This notice is announcing the availability of the draft guidance for public comment.

**DATES:** Submit comments by February 11, 2011. Comments received after this date will be considered if it is practical to do so, but the NRC is able to assure consideration only for comments received on or before this date.

**ADDRESSES:** Please include Docket ID: NRC-2010-0340 in the subject line of your comments. For instructions on submitting comments and accessing documents related to this action, see Section I, "Submitting Comments and Accessing Information" in the

**SUPPLEMENTARY INFORMATION** section of this document. You may submit comments by any one of the following methods.

*Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search for documents filed under Docket ID: NRC-2010-0340. Address questions about NRC dockets to Carol Gallagher, telephone (301) 492-3668; e-mail [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

*Mail comments to:* Cindy Bladey, Chief, Rules, Announcements, and Directives Branch (RADB), Office of Administration, Mail Stop: TWB-05-B01M, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

*Fax comments to:* RADB at (301) 492-3446.

**FOR FURTHER INFORMATION CONTACT:** R. Clyde Ragland, Office of Nuclear Security, and Incident Response, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone (301) 415-7008, e-mail [Clyde.Ragland@nrc.gov](mailto:Clyde.Ragland@nrc.gov).

#### SUPPLEMENTARY INFORMATION:

#### Submitting Comments and Accessing Information

Comments submitted in writing or in electronic form will be posted on the NRC Web site and on the Federal rulemaking Web site <http://www.regulations.gov>. 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 can access publicly available documents related to this document using the following methods:

*NRC's Public Document Room (PDR):* The public may examine and have copied for a fee, publicly available documents at the NRC's PDR, Room O-1F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland.

*NRC's Agencywide Documents Access and Management System (ADAMS):* Publicly available documents created or received at the NRC are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of NRC's public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC's

PDR reference staff at 1-800-397-4209, or 301-415-4737, or by e-mail to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov). The draft implementation guidance is available electronically under ADAMS Accession Number ML101800231.

*Federal Rulemaking Website:* Public comments and supporting materials related to the implementation guidance, including the draft implementation guidance, can be found at <http://www.regulations.gov> by searching on Docket ID: NRC-2010-0340. Documents related to the proposed rule can be found by searching on Docket ID: NRC-2009-0163.

#### Discussion

The NRC recently published a proposed rule that would revise and amend the security regulations pertaining to the transport of spent nuclear fuel. The proposed rule was published on October 13, 2010 (75 FR 62695), and the public comment period runs through January 11, 2011. Documents related to the proposed rule can be found at <http://www.regulations.gov> by searching on Docket ID: NRC-2009-0163.

In conjunction with the proposed rule, the NRC has revised NUREG-0561, "Physical Protection of Shipments of Irradiated Reactor Fuel." This document provides guidance to a licensee or applicant for implementation of proposed 10 CFR 73.37, "Requirements for Physical Protection of Irradiated Reactor Fuel in Transit." and proposed 10 CFR 73.38, "Personnel Access Authorization Requirements for Irradiated Reactor Fuel in Transit." It is intended for use by applicants, licensees, and NRC staff. Revised NUREG-0561 describes methods acceptable to the NRC staff for implementing the proposed rules. The approaches and methods described in the document are provided for information only. Methods and solutions different from those described in the document are acceptable if they meet the requirements in proposed 10 CFR 73.37 and 10 CFR 73.38 as applicable. Revised NUREG-0561 is available electronically under ADAMS Accession Number ML101800231, and can be found at <http://www.regulations.gov> by searching on Docket ID: NRC-2010-0340.

At this time, the NRC is announcing the availability for public comment of NUREG-0561, Revision 2, "Physical

Protection of Shipments of Irradiated Reactor Fuel.” The document provides guidance on implementing the provisions of proposed 10 CFR 73.37, “Requirements for Physical Protection of Byproduct Material” and proposed 10 CFR 73.38, “Personnel Access Authorization Requirements for Irradiated Reactor Fuel in Transit.”

Dated at Rockville, Maryland, this 25th day of October 2010.

For the Nuclear Regulatory Commission.

**Robert K. Caldwell,**

*Chief, Fuel Cycle and Transportation Security Branch, Division of Security Policy, Office of Nuclear Security and Incident Response.*

[FR Doc. 2010-27825 Filed 11-2-10; 8:45 am]

BILLING CODE 7590-01-P

## DEPARTMENT OF ENERGY

### 10 CFR Part 431

[Docket No. EERE-2010-BT-STD-0027]

RIN 1904-AC28

#### Energy Conservation Program for Certain Commercial and Industrial Equipment: Framework Document for Commercial and Industrial Electric Motors

**AGENCY:** Office of Energy Efficiency and Renewable Energy, Department of Energy.

**ACTION:** Notice of extension of comment period.

**SUMMARY:** This notice announces an extension of the time period for submitting written comments on the framework document for certain commercial and industrial electric motors. The comment period is extended to November 24, 2010.

**DATES:** The comment period for the framework document for certain commercial and industrial electric motors, referenced in the notice of public meeting and availability published on September 28, 2010 (75 FR 59657), is extended to November 24, 2010.

**ADDRESSES:** Interested persons are encouraged to submit comments using the Federal eRulemaking Portal at <http://www.regulations.gov>. Follow the instructions for submitting comments. Alternatively, interested persons may submit comments, identified by docket number EERE-2010-BT-STD-0027, by any of the following methods:

- *E-mail:* [ElecMotors-2010-STD-0027@ee.doe.gov](mailto:ElecMotors-2010-STD-0027@ee.doe.gov). Include docket number EERE-2010-BT-STD-0027 in the subject line of the message.
- *Mail:* Ms. Brenda Edwards, U.S. Department of Energy, Building

Technologies Program, Mailstop EE-2J, Framework Document for Electric Motors, EERE-2010-STD-0027, 1000 Independence Avenue, SW., Washington, DC 20585-0121. *Phone:* (202) 586-2945. Please submit one signed paper original.

- *Hand Delivery/Courier:* Ms. Brenda Edwards, U.S. Department of Energy, Building Technologies Program, 6th Floor, 950 L'Enfant Plaza, SW., Washington, DC 20024. *Phone:* (202) 586-2945. Please submit one signed paper original.

*Instructions:* All submissions received must include the agency name and docket number or RIN for this rulemaking. Note that all comments received will be posted without change, including any personal information provided.

*Docket:* For access to the docket to read background documents, or comments received, go to the *Federal eRulemaking Portal* at <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** Mr. James Raba, 202-586-8654, *e-mail:* [Jim.Raba@ee.doe.gov](mailto:Jim.Raba@ee.doe.gov), Ms. Ami Grace-Tardy, 202-586-5709, *e-mail:* [Ami.Grace-Tardy@hq.doe.gov](mailto:Ami.Grace-Tardy@hq.doe.gov).

**SUPPLEMENTARY INFORMATION:**

The U.S. Department of Energy (DOE) published a document in the **Federal Register** on September 28, 2010, concerning a public meeting and availability of a framework document initiating the rulemaking process to amend the energy conservation standards for certain commercial and industrial electric motors. DOE seeks comment from interested parties on the procedural and analytical approaches it anticipates using to evaluate energy conservation standards for commercial and industrial electric motors, which are addressed in the framework document, available at [http://www1.eere.energy.gov/buildings/appliance\\_standards/commercial/electric\\_motors.html](http://www1.eere.energy.gov/buildings/appliance_standards/commercial/electric_motors.html). The framework document is the starting point for potentially amending the energy conservation standards for electric motors prescribed in the Energy Policy and Conservation Act of 1975, as amended, (EPCA) and codified in Title 10 of the Code of Federal Regulations, Part 431. The notice of public meeting and availability of the framework document published on September 28, 2010 (75 FR 59657) informed interested parties that DOE would accept written comments on the framework document no later than October 28, 2010.

The National Electrical Manufacturers Association (NEMA), American Council for an Energy-Efficient Economy

(ACEEE), and the Appliance Standards Awareness Project (ASAP) requested a comment deadline extension of two weeks after the transcript of the October 18, 2010, framework document public meeting is posted on-line and available for public review.

Based on the joint request from NEMA, ACEEE, and ASAP, DOE believes that extending the comment period to allow additional time for interested parties to submit comments is appropriate. Therefore, DOE is extending the comment period until November 24, 2010, to provide interested parties additional time to prepare and submit comments. DOE will accept comments received no later than November 24, 2010 and will not consider any further extensions to the comment period. If DOE receives any comments after October 28, 2010, but before the date of publication of this notice in the **Federal Register**, DOE will consider those comments to be timely filed.

Issued in Washington, DC, on October 28, 2010.

**Cathy Zoi,**

*Assistant Secretary, Energy Efficiency and Renewable Energy.*

[FR Doc. 2010-27741 Filed 11-2-10; 8:45 am]

BILLING CODE 6450-01-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 39

[Docket No. FAA-2010-1042; Directorate Identifier 2010-NM-094-AD]

RIN 2120-AA64

#### Airworthiness Directives; The Boeing Company Model 737-700, -700C, -800, and -900ER Series Airplanes, Model 747-400F Series Airplanes, and Model 767-200 and -300 Series Airplanes

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** We propose to adopt a new airworthiness directive (AD) for certain Model 737-700, -700C, -800, and -900ER series airplanes, Model 747-400F series airplanes, and Model 767-200 and -300 series airplanes. This proposed AD would require an inspection for affected serial numbers of the crew oxygen mask stowage box units; and replacement of the crew oxygen mask stowage box unit with a new crew oxygen mask stowage unit, if necessary. This proposed AD results