*CommissionDFO@nuclear.energy.gov.* Additional information will be available at *http://www.brc.gov.*

**SUPPLEMENTARY INFORMATION:**

*Background:* The President directed that the Commission be established to conduct a comprehensive review of policies for managing the back end of the nuclear fuel cycle. The Commission will provide advice and make recommendations on issues including alternatives for the storage, processing, and disposal of civilian and defense spent nuclear fuel and nuclear waste. The Commission is scheduled to submit a draft report to the Secretary of Energy in July 2011 and a final report in January 2012.

This is the seventh open full Commission meeting. Previous meetings were held in March, May, July, September, and November 2010 and February 2011. Webcasts of the previous meetings along with meeting transcripts and presentations are available at *http://www.brc.gov.*

*Purpose of the Meeting:* There are two purposes for this meeting. The first is to understand what steps are being taken by the Nuclear Regulatory Commission and the Department of Energy to review the safety of nuclear facilities—particularly facilities for the storage of spent nuclear fuel and high-level wastes—in light of the events in Japan. The second purpose is to allow the Co-chairs of the three Subcommittees—Reactor and Fuel Cycle Technology, Transportation and Disposal, and Disposal—to review draft recommendations with the full Commission.

*Tentative Agenda:* The meeting is expected to begin at 9 a.m. on Friday, May 13, 2011. The agenda will include presentations by the Nuclear Regulatory Commission and the Department of Energy. The subcommittee presentations are expected to begin at 11 a.m. with a break for lunch at noon and resuming at 1 p.m. Public statements will begin at approximately 3:15 p.m. and conclude at 4:30 p.m.

*Public Participation:* Individuals and representatives of organizations who would like to offer comments and suggestions may do so at the end of the public session on Friday, May 13, 2011. Approximately 1 hour and 15 minutes will be reserved for public comments from 3:15 p.m. to 4:30 p.m. Time allotted per speaker will depend on the number who wish to speak but will not exceed 5 minutes. The Designated Federal Officer is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business. Those wishing to speak should register to do so beginning at 8:30 a.m. on May 13, 2011, at the Renaissance Washington, DC Dupont Circle Hotel. Registration to speak will close at 2 p.m., May 13, 2011.

Those not able to attend the meeting or having insufficient time to address the committee are invited to send a written statement to Timothy A. Frazier, U.S. Department of Energy 1000 Independence Avenue, SW., Washington DC 20585; e-mail to *CommissionDFO@nuclear.energy.gov,* or post comments on the Commission Web site at *http://www.brc.gov.*

Additionally, the meeting will be available via live video webcast. The link will be available at *http://www.brc.gov.*

*Minutes:* The minutes of the meeting will be available at *http://www.brc.gov* or by contacting Mr. Frazier. He may be reached at the postal address or e-mail address above.

Issued at Washington, DC, on April 25, 2010.

**LaTanya Butler,**

*Acting Deputy Committee Management Officer.*

[FR Doc. 2011–10275 Filed 4–27–11; 8:45 am]

**BILLING CODE 6450–01–P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

**[Project No. P–2713–082]**

### Erie Boulevard Hydropower, L.P.; Notice of Application Accepted for Filing, Soliciting Motions To Intervene and Protests, Ready for Environmental Analysis, and Soliciting Comments, Recommendations, Preliminary Terms and Conditions, and Preliminary Fishway Prescriptions

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection.

a. *Type of Application:* New Major License.

b. *Project No.:* 2713–082.

c. *Date filed:* December 30, 2010.

d. *Applicant:* Erie Boulevard Hydropower, L.P.

e. *Name of Project:* Oswegatchie River Hydroelectric Project.

f. *Location:* The existing multi-development project is located on the Oswegatchie River in St. Lawrence County, New York. The project does not affect Federal lands.

g. *Filed Pursuant to:* Federal Power Act 16 U.S.C. 791 (a)—825(r).

h. *Applicant Contact:* Daniel Daoust, Compliance Specialist, Brookfield Renewable Power, 33 West 1st Street South, Fulton, NY 13069; Telephone (315) 598–6131.

i. *FERC Contact:* John Baummer, Telephone (202) 502–6837, and e-mail *john.baummer@ferc.gov.*

j. *Deadline for filing motions to intervene and protests, comments, recommendations, preliminary terms and conditions, and preliminary prescriptions:* 60 days from the issuance date of this notice; reply comments are due 105 days from the issuance date of this notice.

Motions to intervene, protests, comments, recommendations, preliminary terms and conditions, and preliminary fishway prescriptions may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site *http://www.ferc.gov/docs-filing/efiling.asp.* Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at *http://www.ferc.gov/docs-filing/ecomment.asp.* You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at *FERCOnlineSupport@ferc.gov* or toll free at 1–866–208–3676, or for TTY, (202) 502–8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

The Commission's Rules of Practice require all intervenors filing documents with the Commission to serve a copy of that document on each person on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. This application has been accepted for filing and is now ready for environmental analysis.

l. The existing Oswegatchie River Hydroelectric Project consists of six developments with an installed capacity of 28.56 megawatts (MW) and an average annual generation of 123,769 megawatt-hours. The six developments, listed from upstream to downstream, include:

**Browns Falls**

The existing Browns Falls Development is located at river mile 96.9 of the Oswegatchie River and

consists of: (1) A 941-foot-long dam with a 192-foot-long, 69-foot-high concrete gravity spillway with a crest elevation of 1,347.0 feet above mean sea level (msl) and equipped with 2-foot-high seasonal flash boards; (2) a 168-acre reservoir with a gross storage capacity of 3,234 acre-feet and a normal maximum pool elevation of 1349.0 feet msl; (3) a 62-foot-long gated intake structure equipped with a trashrack with 2.5-inch clear bar spacing; (4) a 12-foot-diameter, 6,000-foot-long steel pipeline; (5) a 70-foot-high surge tank; (6) two 8-foot-diameter, 142-foot-long steel penstocks; (7) a powerhouse containing two turbines directly connected to two generating units for a total installed capacity of 15.0 MW; (8) a 123-foot-long, 6.6-kilovolt (kV) transmission line; and (9) appurtenant facilities.

The steel pipeline, penstocks, and powerhouse bypass about 7,500 feet of the Oswegatchie River.

**Flat Rock**

The existing Flat Rock Development is located at river mile 95.5 of the Oswegatchie River and consists of: (1) A 568-foot-long dam and a 120-foot-long earthen embankment with a concrete core wall, and a 229-foot-long, 70-foot-high concrete gravity spillway with a crest elevation of 1,080.0 feet msl; (2) a 159-acre reservoir with a gross storage capacity of 2,646 acre-feet and a normal maximum pool elevation of 1,080.0 feet msl; (3) a 66-foot-long gated intake structure equipped with a trashrack with 2.5-inch clear bar spacing; (4) a powerhouse containing two turbines directly connected to two generating units for a total installed capacity of 5.07 MW; (5) a 30-foot-long, 2.4–kV transmission line; and (6) appurtenant facilities.

**South Edwards**

The existing South Edwards Development is located at river mile 87.1 of the Oswegatchie River and consists of: (1) A 200-foot-long dam with a 88-foot-long, 48-foot-high concrete gravity spillway with a crest elevation of 843.2 feet msl and equipped with 2-foot-high seasonal flash boards; (2) 510-foot-long and 240-foot-long earthen dikes located along the south bank of the reservoir, with concrete core walls and partially equipped with 10-inch-high flashboards; (3) a 79.2-acre reservoir with a gross storage capacity of 1,003 acre-feet and a normal maximum pool elevation of 845.2 feet msl; (4) a 46-foot-long gated intake structure equipped with a trashrack with 2.5-inch clear bar spacing; (5) a 10-foot-diameter, 1,106-foot-long fiberglass pipeline; (6) a 51-foot-high surge tank; (7) a submersible minimum-flow turbine-generator unit connected to the fiberglass pipeline, and a powerhouse containing three turbines directly connected to three generating units for a total installed capacity of 2.92 MW; (8) 75-foot-long, 480-volt and 3,917-foot-long, 2.4–kV transmission lines; and (9) appurtenant facilities.

The pipeline and powerhouse bypass about 1,500 feet of the Oswegatchie River.

**Oswegatchie**

The existing Oswegatchie Development is located at river mile 86.6 of the Oswegatchie River and consists of: (1) A 160-foot-long dam with an 80-foot-long, 12-foot-high concrete gravity spillway with a crest elevation of 758.6 feet msl and equipped with a 10-foot-wide notch; (2) a 6-acre reservoir with a gross storage capacity of 23 acre-feet and a normal maximum pool elevation of 758.6 feet msl; (3) a 50-foot-long gated intake structure equipped with a trashrack with 1-inch clear bar spacing; (4) two 6.5-foot-diameter, 90-foot-long steel penstocks; (5) a powerhouse containing two turbines directly connected to two generating units for a total installed capacity of 2.07 MW; (6) a 2,227-foot-long, 2.4–kV transmission line; and (7) appurtenant facilities.

The penstocks and powerhouse bypass about 350 feet of the Oswegatchie River.

**Heuvelton**

The existing Heuvelton Development is located at river mile 12 of the Oswegatchie River and consists of: (1) A 285-foot-long, 19-foot-high concrete gravity dam with a crest elevation of 276.5 feet msl and equipped with two 10.9-foot-high inflatable rubber bladder gates and four 10.5-foot-high tainter gates; (2) a 239-acre reservoir with a gross storage capacity of 405 acre-feet and a normal maximum pool elevation of 286.2 feet msl; (3) a 70-foot-long gated intake structure equipped with a trashracks with 3.5-inch clear bar spacing; (4) a powerhouse containing two turbines directly connected to two generating units for a total installed capacity of 1.04 MW; (5) a 62-foot-long, 2.4–kV transmission line; and (6) appurtenant facilities.

**Eel Weir**

The existing Eel Weir Development is located at river mile 5.1 of the Oswegatchie River and consists of: (1) A 1,012-foot-long dam with a short earthen embankment and a 744-foot-long, 26-foot-high Ambursen spillway with a crest elevation of 272.0 feet msl; (2) a 96-acre reservoir with a gross storage capacity of 136.0 acre-feet and a normal maximum pool elevation of 272.0 feet msl; (3) a 117-foot-long gated intake structure equipped with a trashrack with 3.5-inch clear bar spacing; (4) a powerhouse containing three turbines directly connected to three generating units for a total installed capacity of 2.46 MW; (5) a 127-foot-long, 2.4–kV transmission line; and (6) appurtenant facilities.

m. Erie Boulevard Hydropower, L.P. (Erie) filed a Settlement Agreement (Settlement) February 18, 2011 signed by the Adirondack Mountain Club, Adirondack Park Agency, Clifton-Fine Economic Development Group, 5 Ponds Subcommittee, St. Lawrence County, New York State Department of Environmental Conservation, New York State Council of Trout Unlimited, U.S. Fish and Wildlife Service, the National Park Service and Erie (collectively, the Parties). The purpose of the Settlement is to provide for the continued operation of the project with appropriate protection, mitigation and enhancement measures that balance the power and non-power values of the Oswegatchie River. The agreement resolves among the Parties issues related to project operations, fisheries, wildlife, water quality, recreation, and cultural resources. The Parties request that the Commission accept and incorporate, without material modification, Sections 3.1 through 3.9 of the Settlement as numbered license articles.

n. A copy of the application and Settlement is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at *http://www.ferc.gov* using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support. A copy is also available for inspection and reproduction at the address in item h above.

Register online at *http://www.ferc.gov/docs-filing/esubscription.asp* to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

o. Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in

accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

All filings must (1) bear in all capital letters the title "PROTEST", "MOTION TO INTERVENE", "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "PRELIMINARY TERMS AND CONDITIONS," or "PRELIMINARY FISHWAY PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

p. Procedural Schedule:

The application will be processed according to the following revised Hydro Licensing Schedule. Revisions to the schedule may be made as appropriate.

| Milestone | Target Date |
|---|---|
| Filing of recommendations, preliminary terms and conditions, and preliminary fishway prescriptions. | June 2011. |
| Commission issues EA | October 2011. |
| Comments on EA | November 2011. |
| Modified terms and conditions. | January 2012. |

q. Final amendments to the application must be filed with the Commission no later than 30 days from the issuance date of this notice.

r. A license applicant must file no later than 60 days following the date of issuance of the notice of acceptance and ready for environmental analysis provided for in 5.22: (1) A copy of the water quality certification; (2) a copy of the request for certification, including proof of the date on which the certifying agency received the request; or (3) evidence of waiver of water quality certification.

Dated: April 21, 2011.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. 2011–10260 Filed 4–27–11; 8:45 am]

**BILLING CODE 6717–01–P**

## DEPARTMENT OF ENERGY

## Federal Energy Regulatory Commission

**[Docket No. RD11–4–000]**

## North American Electric Reliability Corporation; Order Approving Reliability Standard

April 21, 2011.

Before Commissioners: Jon Wellinghoff, Chairman; Marc Spitzer, Philip D. Moeller, John R. Norris, and Cheryl A. LaFleur.

1. On February 11, 2011, the North American Electric Reliability Corporation (NERC), the Commission-certified Electric Reliability Organization (ERO), submitted a petition for Commission approval of Emergency Preparedness and Operations (EOP) Reliability Standard EOP–008–1 (Loss of Control Center Functionality). The Reliability Standard requires reliability coordinators, transmission operators, and balancing authorities to have an operating plan and facilities for backup functionality to ensure Bulk-Power System reliability in the event that a control center becomes inoperable. NERC also requests that the Commission approve the retirement of currently effective EOP–008–0 concurrent with the effectiveness of the Standard approved in this Order.

2. In this order, we approve Reliability Standard EOP–008–1, finding that the Reliability Standard is just, reasonable, not unduly discriminatory or preferential, and in the public interest. In addition, we approve the retirement of EOP–008–0 as requested by NERC. Also, we approve NERC's requested effective date, i.e., the date in which applicable entities are subject to mandatory compliance, of 24 months after the first day of the first quarter after approval.

### I. Background

3. Currently-effective Reliability Standard EOP–008–0 (Plans for Loss of Control Center Functionality) contains a single Requirement R1, which provides "Each Reliability Coordinator, Transmission Operator and Balancing Authority shall have a plan to continue reliability operations in the event its control center becomes inoperable." Requirement R1 also identifies mandatory elements of the continuity plan.

4. On March 16, 2007, the Commission issued Order No. 693 approving 83 Reliability Standards proposed by NERC, including EOP Reliability Standard EOP–008–0.[1] In addition, pursuant to section 215(d)(5) of the FPA, the Commission directed the ERO to develop modifications to EOP–008–0 to address specific issues identified by the Commission. In particular, the Commission directed the ERO to develop a modification through the Reliability Standards development process that includes a Requirement that provides, as a minimum, for backup capabilities that are independent from the primary control center, capable to operate for a prolonged period corresponding to the time it would take to replace the primary control center, and provide a minimum set of tools and facilities to replicate the critical reliability functions of the primary control center.[2] The Commission directed that the extent of the backup capability should be consistent with the impact of the loss of the entity's primary control center on the reliability of the Bulk-Power System.

5. The Commission also directed that reliability coordinators have fully complete, dedicated backup control centers.[3] In addition, the Commission directed the ERO to modify the Reliability Standard to require that transmission operators and balancing authorities having operational control over significant portions of generation and load have minimum backup capabilities that replicate the critical reliability functions of the primary control center, but they may do so through contracting for these services instead of through dedicated backup control centers.[4]

### II. NERC Petition

#### *A. NERC Description of the Benefits of Reliability Standard EOP–008–1*

6. In its February 11, 2011 filing,[5] NERC requests Commission approval of

[1] *Mandatory Reliability Standards for the Bulk-Power System,* Order No. 693, FERC Stats. & Regs. ¶ 31,242, *order on reh'g,* Order No. 693–A, 120 FERC ¶ 61,053 (2007).

[2] *Id.* P 663, 672.

[3] *Id.* P 670

[4] *Id.* P 670, 672.

[5] *North American Electric Reliability Corp.,* February 11, 2011 Petition of the North American Electric Reliability Corporation for Approval of One Emergency Preparedness and Operations Reliability Standard EOP–008–1 and Retirement of One Existing Reliability Standard EOP–008–0 (NERC Petition).