

**DATE:** 4/1/99

ENTERED

**FAX TO:** Bob Neill  
828-1062

Steve Zaype  
827-1544

**FROM:**

Scott Monroe  
Office of Radiation and Indoor Air  
U.S. Environmental Protection Agency  
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**TOTAL PAGES (including cover):** 3

**MESSAGE:**

Fed Reg notice for upcoming RFETS inspection. Please call me if you have any questions.



**14418 Federal Register / Vol. 64, No. 57 / Thursday, March 25, 1999 / Proposed Rules**

Register of February 18, 1999 (64 FR 8038) which incorrectly listed a paragraph of the conditions for Fire Suppression and Explosion Protection Total Flooding Agents substitute IG-100. This correction replaces that paragraph in the table found in appendix G to subpart G to part 82.

In proposed rule FR Doc. 99-3992 published on February 18, 1999 (64 FR 8038), make the following correction. On page 8043, in the first table of appendix G to subpart G to part 82, correct the final paragraph under "Conditions" to read, "A design concentration of less than 10% may only be used in normally unoccupied areas, as long as an employee who could possibly be exposed can egress within 30 seconds."

Dated: March 12, 1999.

**Robert D. Brenner,**

*Acting Assistant Administrator, OAR.*

[FR Doc. 99-7085 Filed 3-24-99; 8:45 am]

BILLING CODE 6680-60-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 194

[FRL-8315-2]

RIN 2060-AG85

#### Waste Characterization Program Documents Applicable to Transuranic Radioactive Waste From the Rocky Flats Environmental Technology Site for Disposal at the Waste Isolation Pilot Plant

AGENCY: Environmental Protection Agency.

ACTION: Notice of availability; opening of public comment period.

**SUMMARY:** The Environmental Protection Agency (EPA) is announcing the availability of, and soliciting public comments for 30 days on Department of Energy (DOE) documents applicable to characterization of transuranic (TRU) radioactive waste at Rocky Flats Environmental Technology Site (RFETS) proposed for disposal at the Waste Isolation Pilot Plant (WIPP). The documents are entitled: (1) "Transuranic Waste Management Manual, Rev. 2," (2) "RFETS TRU Waste Characterization Program Quality Assurance Project Plan," and (3) "Salt Residue Stabilization, Building 707 Process Control/Qualification Plan." They are available for review in the public dockets listed in **ADDRESSES**. EPA will conduct an inspection of waste characterization systems and processes at RFETS to verify that the proposed

systems and processes at RFETS can characterize transuranic waste in accordance with EPA's WIPP compliance criteria at 40 CFR 194.24. EPA will perform this inspection the week of April 12, 1999. This notice of the inspection and comment period accords with 40 CFR 194.8.

**DATES:** EPA is requesting public comment on the document. Comments must be received by EPA's official Air Docket on or before April 26, 1999.

**ADDRESSES:** Comments should be submitted to: Docket No. A-98-49, Air Docket, Room M-1500 (LE-131), U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, DC 20460. The DOE document is available for review in the official EPA Air Docket in Washington DC, Docket No. A-98-49, Category II-A-2, and at the following three EPA WIPP informational docket locations in New Mexico: in Carlsbad at the Municipal Library, Hours: Monday-Thursday, 10am-9pm, Friday-Saturday, 10am-6pm, and Sunday 1pm-5pm; in Albuquerque at the Government Publications Department, Zimmerman Library, University of New Mexico, Hours: Monday-Thursday, 8am-9pm, Friday, 8am-5pm, Saturday-Sunday, 1pm-5pm; and in Santa Fe at the Fogelson Library, College of Santa Fe, Hours: Monday-Thursday, 8am-12am, Friday, 8am-5pm, Saturday, 9am-5pm, and Sunday, 1pm-9pm.

As provided in EPA's regulations at 40 CFR part 2, and in accordance with normal EPA docket procedures, if copies of any docket materials are requested, a reasonable fee may be charged for photocopying.

**FOR FURTHER INFORMATION CONTACT:** Scott Monroe, Office of Radiation and Indoor Air, (202) 564-9310 or call EPA's toll-free WIPP Information Line, 1-800-331-WIPP.

#### SUPPLEMENTARY INFORMATION:

##### Background

DOE is developing the WIPP near Carlsbad in southeastern New Mexico as a deep geologic repository for disposal of TRU radioactive waste. As defined by the WIPP Land Withdrawal Act (LWA) of 1992 (Public Law 102-579), as amended (Public Law 104-201), TRU waste consists of materials containing elements having atomic numbers greater than 92 (with half-lives greater than twenty years), in concentrations greater than 100 nanocuries of alpha-emitting TRU isotopes per gram of waste. Much of the existing TRU waste consists of items contaminated during the production of nuclear weapons, such as rags, equipment, tools, and sludges.

On May 13, 1998, EPA announced its final compliance certification decision to the Secretary of Energy (published May 18, 1998, 63 FR 27354). This decision stated that the WIPP will comply with EPA's radioactive waste disposal regulations at 40 CFR part 191, subparts B and C.

The final WIPP certification decision includes conditions that (1) prohibit shipment of TRU waste for disposal at WIPP from any site other than the Los Alamos National Laboratory (LANL) until the EPA determines that the site has established and executed a quality assurance program, in accordance with §§ 194.22(a)(2)(i), 194.24(c)(3), and 194.24(c)(5) for waste characterization activities and assumptions (Condition 2 of Appendix A to 40 CFR part 194); and (2) prohibit shipment of TRU waste for disposal at WIPP from any site other than LANL until the EPA has approved the procedures developed to comply with the waste characterization requirements of § 194.22(c)(4) (Condition 3 of Appendix A to 40 CFR part 194). The EPA's approval process for waste generator sites is described in § 194.8. As part of EPA's decision-making process, the DOE is required to submit to EPA appropriate documentation of quality assurance and waste characterization programs at each DOE waste generator site seeking approval for shipment of TRU radioactive waste to WIPP. In accordance with § 194.8, EPA will place such documentation in the official Air Docket in Washington, D.C., and informational dockets in the State of New Mexico for public review and comment.

EPA inspected certain waste characterization processes at RFETS on June 22-26, 1998. At the time of EPA's inspection, RFETS was using these processes to characterize waste that DOE categorizes as debris waste. DOE is proposing to characterize a different category of waste, called salt residues, using processes at RFETS that EPA did not previously inspect. DOE also is proposing to use a repackaging process for LECO crucibles, a type of debris waste. EPA will conduct an inspection of RFETS to verify that these additional processes comply with 40 CFR 194.24.

EPA has placed three documents pertinent to the inspection in the public dockets described in **ADDRESSES**. The documents are entitled: (1) "Transuranic Waste Management Manual, Rev. 2," (2) "RFETS TRU Waste Characterization Program Quality Assurance Project Plan," and (3) "Salt Residue Stabilization, Building 707 Process Control/Qualification Plan." The first two documents are revised

versions of documents placed in the docket prior to the June 1998 inspection (Docket A-98-49, Items II-A2-1 and II-A2-2). In accordance with 40 CFR 194.8, as amended by the final certification decision, EPA is providing the public 30 days to comment on the document.

If EPA determines as a result of the inspection that the proposed systems and processes at RFETS can adequately characterize transuranic waste, we will notify DOE by letter and place the letter in the official Air Docket in Washington, DC, as well as in the informational docket locations in New Mexico. A letter of approval will allow the DOE to ship from RFETS the TRU waste that may be characterized using the approved processes. The EPA will not make a determination of compliance prior to the inspection or before the 30-day comment period has closed.

Information on the certification decision is filed in the official EPA Air Docket, Docket No. A-93-02 and is available for review in Washington, DC, and at the three EPA WIPP informational docket locations in New Mexico. The dockets in New Mexico contain only major items from the official Air Docket in Washington, DC, plus those documents added to the official Air Docket since the October 1992 enactment of the WIPP LWA.

Dated: March 18, 1999.

**Robert D. Brenner,**

*Acting Assistant Administrator for Air and Radiation.*

[FR Doc. 99-7331 Filed 3-24-99; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 99-80, RM-9493]

### Radio Broadcasting Services; Hubbardston, MI

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition filed by Garry Zack proposing the allotment of Channel 279A at Hubbardston, Michigan, as that community's first local broadcast service. The channel can be allotted to Hubbardston with a site restriction 2.1 kilometers (1.3 miles) west of the community at coordinates 43-05-53 NL and 84-51-54 WL. Canadian concurrence will be requested for the allotment at Hubbardston.

**DATES:** Comments must be filed on or before May 10, 1999, and reply comments on or before May 25, 1999.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Robert L. Olender, Baraff, Koerner & Olender, P.C., 3 Bethesda Metro Center, Suite 640, Bethesda, Maryland 20814-5330.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-80, adopted March 10, 1999, and released March 19, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800, facsimile (202) 857-3805.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 99-7315 Filed 3-24-99; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 99-77, RM-9489]

### Radio Broadcasting Services; Frenchtown, MT

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition filed by Idaho Broadcasting Consortium proposing the allotment of Channel 294C2 to Frenchtown, Montana, as that community's first local broadcast service. The channel can be allotted to Frenchtown without a site restriction at coordinates 47-00-54 NL and 114-14-00 WL. Canadian concurrence will be requested for the allotment of Channel 294C2 at Frenchtown.

**DATES:** Comments must be filed on or before May 10, 1999, and reply comments on or before May 25, 1999.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Lee W. Shubert, Haley Bader & Potts P.L.C., 4350 North Fairfax Drive, Suite 900, Arlington, Virginia 22203-1633.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-77, adopted March 10, 1999, and released March 19, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800, facsimile (202) 857-3805.

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