



THE SECRETARY OF ENERGY  
WASHINGTON, D.C. 20585

January 19, 1984

Honorable Nunzio J. Palladino  
Chairman, Nuclear Regulatory Commission  
Washington, D.C. 20555

Dear Mr. Chairman:

I have recently established an Advisory Panel on Alternative Means of Financing and Managing (AMFM) Radioactive Waste Facilities. The Panel's charter is to study and report to the Department of Energy on alternative means of managing the construction and operation of civilian radioactive waste facilities.

Panel members were selected so as to ensure both relevant expertise and a balance of perspectives in preparation of the study. A complete panel membership list is enclosed. Mr. Diarmuid F. O'Scannlain will serve as Chairman.

The panel will hold its first meeting on January 24-25, 1984. A copy of the Federal Register Notice announcing this open meeting is enclosed for your information.

Sincerely,

DONALD PAUL HODEL

Enclosures

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## II. Alternatives Evaluated in the Preliminary Environmental Assessment

- A. No action.
- B. Renovation of existing facilities.
- C. Alternative site locations.

## III. Statement of Conformity to State and Local Flood Plain Protection Standards

It has been determined that the proposed action is consistent with the State of Pennsylvania's Coastal Zone Management Plan to the maximum extent practicable.

## IV. Reasons Action is Proposed to be Located in Flood Plain

### A. Military Readiness and Cost

The major advantage to be realized from construction of a new hospital will be a more efficient organization of functional relationships, and therefore, a more effective use of staff. A new facility will also provide an improved capability for efficient expansion in the future. This translates directly into a savings in dollars and manpower. Finally, the cost of a new facility is estimated to be approximately eight million dollars less than the estimated cost of rehabilitation of the existing facility.

### B. Security

Proximity of the proposed facility within the existing naval installation will assure proper security is maintained.

### C. General

Consideration of economic, environmental and operational factors led to selection of one of five sites on the main base—all of which are within the 500 year flood plain. The preferred site is approximately 4 feet below the 500 year flood elevation, but above the 100 year flood elevation. This action is therefore subject to the provisions and requirements of Executive Order 11988, the stated objective of which is to reduce the risk of flood loss and to minimize the impact of floods on human safety, health and welfare.

## V. Determination

Based on the Preliminary Environmental Assessment and for the reasons cited above, the Department of the Navy has determined that location of the proposed replacement naval hospital in the base coastal flood plain is the only practicable alternative to the Navy.

Dated: January 4, 1983.

F. N. Orlis.

Lieutenant Commander, JAGC, U.S. Navy.  
Alternate Federal Register Liaison Officer.

(PR Doc. 83-000 Filed 1-4-83; 9:45 am)

BILLING CODE 5010-10-01

## DEPARTMENT OF ENERGY

(PON No. DE-PNO4-84AL25034)

### Availability of Program Opportunity Notice for Small Community Solar Experiments

AGENCY: Department of Energy (DOE), Albuquerque Operations Office.

ACTION: Availability of Program Opportunity Notice (PON) for Small Community Solar Experiments (PON No. DE-PNO4-84AL25034)

SUMMARY: DOE intends to issue an unrestricted PON which will solicit proposals for the development of technologies for low-cost, long-life solar thermal systems for electrical power generation applications using focus point collectors and Brayton, Stirling, and/or Organic Rankine Cycle heat engines mounted at the collector focal point. Issuance is planned for January 1984.

Authority: DOE Organization Act, Pub. L. 95-91, 42 U.S.C. 7101; Federal Non-nuclear Energy Research and Development Act of 1974, Pub. L. 93-577, 42 U.S.C. 5901 *et seq.*; DOE Financial Assistance Regulations, 10 CFR Part 800, Subparts A and C.

This activity is part of the Solar Thermal Power System Program for Parabolic Dish systems to demonstrate technology for parabolic dish-heat engine electric power generation modules for small utility markets. The objectives of the program are (1) To verify a parabolic dish solar thermal electrical power generating module system using existing Brayton, Stirling or Organic Rankine Cycle heat engines technology; and (2) to design, construct and operate experimental multi-module solar thermal electrical power generating plants using verified modules at locations in Oase City, Kansas, and on the island of Molokai, Hawaii. Each plant will have a rated electrical power output of at least 100 KWe.

Pursuant to the DOE Assistance Regulations (10 CFR Part 800) DOE anticipates awarding a Cooperative Agreement for each project location subject to the availability of funds. The participants are expected to contribute financially to the effort which is expected to commence in mid-1984 and be completed in 1987. DOE's maximum contribution for each project location is

\$4,000,000. It is requested that all interested parties provide written notification of their interest in receiving a copy of the PON to the below listed point of contact not later than twenty (20) days from the date of publication of this notice. Telephone inquiries will not be accepted.

FOR FURTHER INFORMATION CONTACT:  
U.S. Department of Energy, Albuquerque Operations Office, Contracts and Industrial Relations Division, ATTN: O. W. Wehlender, P.O. Box 5400, Albuquerque, NM 87115.

Issued in Washington, D.C., on December 28, 1983.

Bertie J. Roth.

Director, Procurement and Assistance Management Directorate

(PR Doc. 83-000 Filed 1-4-83; 9:45 am)

BILLING CODE 5010-01-01

### Office of Civilian Radioactive Waste Management; Advisory Panel on Alternative Means of Financing and Managing (AMFM) Radioactive Waste Facilities; Open Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770), notice is hereby given of the following meeting:

Name: Advisory Panel on Alternative Means of Financing and Managing (AMFM) Radioactive Waste Facilities

Date and Time: January 24, 1984, 9:00 a.m. - 5:00 p.m.; January 25, 1984, 9:00 a.m. - 1:00 p.m.

Place: U.S. Department of Energy, Forrestal Building, Room 1E-245, 1000 Independence Avenue SW., Washington, D.C. 20583

Contact: Howard Perry, U.S. Department of Energy, Office of Civilian Radioactive Waste Management, 1000 Independence Avenue SW., Washington, D.C. 20583, Telephone: 202/252-5316.

### Purpose of the Panel

To study and report to the Department of Energy on alternative approaches to managing the construction and operation of civilian radioactive waste facilities pursuant to Section 303 of the Nuclear Waste Policy Act of 1982 (Pub. L. 97-425). The panel's report will include a thorough and objective analysis of the advantages and disadvantages of each alternative approach.

### Tentative Agenda

January 24, 1984

- Committee Charter
- Nuclear Waste Policy Act
- Program Status
- Industry and State Perspectives
- Committee Priorities and Products
- Public Comment (10 minute rule).

January 25, 1984

- Committee schedule and Assignments
- Staff Support Needs
- Budget
- Public Comment (10 minute rule).

#### Public Participation

The meeting is open to the public. Written statements may be filed with the Panel either before or after the meeting. Members of the public who wish to make oral statements pertaining to agenda items should contact Howard Perry at the address or telephone number listed above. Requests must be received 5 days prior to the meeting and reasonable provision will be made to include the presentation on the agenda. The Chairperson of the Panel is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business.

#### Transcripts

The transcript of the meeting will be available for public review and copying at the Freedom of Information Public Reading Room, 1E-190, Forrestal Building, 1000 Independence Avenue SW., Washington, D.C., between 8:30 a.m. and 4:00 p.m., Monday through Friday, except Federal holidays.

Issued at Washington, D.C. on January 4, 1984.

Howard H. Raiken,

Deputy Advisory Committee Management Officer

(PR Doc. 84-075 Filed 1-6-84 8:43 am)

BILLING CODE 5499-01-25

#### Economic Regulatory Administration

(Docket No. ERA-R-79-438)

**Electric and Gas Utilities Covered in 1984 by Titles I and III of the Public Utility Regulatory Policies Act of 1978 and Titles II and VII of the National Energy Conservation Policy Act of 1978 and Requirements for State Regulatory Authorities To Notify the Department of Energy**

**AGENCY:** Economic Regulatory Administration, DOE.

**ACTION:** Notice.

**SUMMARY:** Sections 102(c) and 301(d) of the Public Utility Regulatory Policies Act of 1978 (PURPA) and section 211(b) of the National Energy Conservation Policy Act (NECPA) require the Secretary of Energy to publish a list before the beginning of each calendar year, identifying each electric utility and gas utility to which Titles I and III of PURPA and Titles II and VII of NECPA apply during such calendar year. The 1984 list is published here as two separate

tabulations. Appendix A lists the covered utilities by State, and Appendix B lists them alphabetically.

Each State regulatory authority is required, pursuant to sections 102(c) and 301(d) of PURPA and section 211(b) of NECPA, to notify the Secretary of Energy of each electric utility and gas utility on the list for which such State regulatory authority has ratemaking authority. In addition, written comments are requested on the accuracy of the list of electric utilities and gas utilities.

**DATE:** Notifications by State regulatory authorities and written comments must be received by no later than 4:30 p.m. on February 14, 1984.

**ADDRESS:** Notifications and written comments should be forwarded to: Department of Energy, Coal and Electricity Division, 1000 Independence Avenue, S.W. (Room GA-033), Docket No. ERA-R-79-438, Washington, D.C. 20585.

**FOR FURTHER INFORMATION CONTACT:** Steven Mintz, Coal and Electricity Division, Economic Regulatory Administration, Department of Energy, 1000 Independence Avenue, S.W., Room GA-033, Washington, D.C. 20585, 202/252-1857.

#### SUPPLEMENTARY INFORMATION

##### I. Background

Pursuant to sections 102(c) and 301(d) of the Public Utility Regulatory Policies Act of 1978 (PURPA), Pub. L. 95-617, 92 Stat. 3117 *et seq.* (16 U.S.C. 2601 *et seq.*), and section 211(b) of the National Energy Conservation Policy Act (NECPA), Pub. L. 95-619, 92 Stat. 3206 *et seq.* (42 U.S.C. 8211 *et seq.*) hereinafter referred to as the "Acts," the Department of Energy (DOE) is required to publish a list of utilities to which Titles I and III of PURPA and Titles II and VII of NECPA apply in 1984.

State regulatory authorities are required by the above cited Acts to notify the Secretary of Energy as to their ratemaking authority over the listed utilities. The inclusion or exclusion of any utility on or from the list does not affect the legal obligations of such utility or the responsible authority under the Acts.

The term "State regulatory authority" means any State, including the District of Columbia and Puerto Rico, or a political subdivision thereof, and any agency or instrumentality, either of which has authority to fix, modify, approve, or disapprove rates with respect to the sale of electric energy or natural gas by any utility (other than such State agency) and in the case of a utility for which the Tennessee Valley Authority (TVA) has ratemaking

authority, the term "State regulatory authority" means the TVA.

Title I of PURPA sets forth ratemaking and regulatory policy standards with respect to electric utilities. Section 102(c) requires the Secretary of Energy to publish a list, before the beginning of each calendar year, identifying each electric utility to which Title I applies during such calendar year. An electric utility is defined as any person, State agency or Federal agency which sells electric energy. An electric utility is covered by Title I for any calendar year if it had total sales of electric energy for purposes other than resale in excess of 500 million kilowatt-hours during any calendar year beginning after December 31, 1975, and before the immediately preceding calendar year. An electric utility is covered in 1984 if it exceeded the threshold in 1976, 1977, 1978, 1979, 1980, 1981, or 1982.

Title III of PURPA addresses ratemaking and other regulatory policy standards with respect to natural gas utilities. Section 301(d) of Title III requires the Secretary of Energy to publish a list, before the beginning of each calendar year, identifying each gas utility to which Title III applies during such calendar year. A gas utility is defined as any person, State agency or Federal agency, engaged in the local distribution of natural gas and the sale of natural gas to any ultimate consumer of natural gas. A gas utility is covered by Title III if it had total sales of natural gas for purposes other than resale in excess of 10 billion cubic feet during any calendar year beginning after December 31, 1975, and before the immediately preceding calendar year. A gas utility is covered in 1984 if it exceeded the threshold in 1976, 1977, 1978, 1979, 1980, 1981, or 1982.

Title II, Part 1, of NECPA, addresses residential conservation programs, and Title VII of NECPA, enacted as part of the Energy Security Act, Pub. L. 96-294, 94 Stat. 811 *et seq.* (42 U.S.C. 8701 *et seq.*), addresses commercial building and multifamily dwelling conservation programs. Section 211(b) contains a requirement, similar to that of PURPA, that the Secretary of Energy publish a list of electric and gas utilities to which Titles II and VII apply. The NECPA requirements for coverage of electric utilities and gas utilities differ from the PURPA requirements in only three respects:

- (1) The threshold for electric utilities is 750 million kilowatt-hours for purposes other than resale.
- (2) a utility is covered for any calendar year if it exceeded the threshold during the second preceding

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