

satisfied. The NRC thus concludes that: (1) Radioactive material above release limits has been properly disposed; (2) reasonable effort has been made to eliminate residual radioactive contamination; and (3) surveys and associated documentation, demonstrate that the site meets the requirements for unrestricted release set forth in 10 CFR Part 20, Subpart E.

Further Information: Additional relevant information is available for public inspection at the Commission's Public Document Room (PDR), located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agency-wide Documents Access and Management System's (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html> (ML043090164, ML072430077, ML072950154, ML073541298, ML080320468, ML082820580). 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 1-800-397-4209, 301-415-4737 or by e-mail to pdr@nrc.gov. The PDR reproduction contractor will copy documents for a fee.

Dated King of Prussia, Pennsylvania this 3rd day of November 2008.

For the Nuclear Regulatory Commission.

Raymond Lorson,

Chief, Decommissioning Branch, Division of Nuclear Materials Safety, Region I.

[FR Doc. E8-26806 Filed 11-10-08; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

Draft Regulatory Guide: Issuance, Availability

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of Issuance and Availability of Draft Regulatory Guide, DG-1187.

FOR FURTHER INFORMATION CONTACT:

Jacob Philip, U. S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone: (301) 415-6211 or e-mail to Jacob.Philip@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) has issued for public comment a draft regulatory guide in the agency's "Regulatory Guide" series.

This series was developed to describe and make available to the public such information as methods that are acceptable to the NRC staff for implementing specific parts of the NRC's regulations, techniques that the staff uses in evaluating specific problems or postulated accidents, and data that the staff needs in its review of applications for permits and licenses.

The draft regulatory guide (DG), titled, "Concrete Radiation Shields and Generic Shield Testing for Nuclear Power Plants," is temporarily identified by its task number, DG-1187, which should be mentioned in all related correspondence. DG-1187 is proposed Revision 1 of Regulatory Guide 1.69.

This guide describes a method that the staff of the NRC considers acceptable for use in complying with the regulations for concrete radiation shields for nuclear power plants.

As stated in Title 10, Section 20.1201, "Occupational Dose Limits for Adults," of the Code of Federal Regulations (10 CFR 20.1201), licensees shall control the occupational dose to individual adults to the limits stated therein.

Furthermore, 10 CFR 20.1101(b) provides that licensees shall use, to the extent practicable, procedures and engineering controls based upon sound radiation principles to achieve occupational doses and doses to members of the public that are as low as reasonably achievable. General Design Criterion 1, "Quality Standards and Records," of Appendix A, "Quality Design Criteria for Nuclear Power Plants," to 10 CFR part 50, "Licensing of Production and Utilization Facilities," requires that structures, systems, and components important to safety be designed, fabricated, erected, and tested to quality standards commensurate with the importance of the safety function to be performed. Appendix B, "Quality Assurance Criteria for Nuclear Power Plants and Fuel Reprocessing Plants," to 10 CFR part 50 requires that measures be established to ensure design control and inspection and test controls. Appendix B also requires that activities affecting quality be accomplished under suitably controlled conditions. This guide describes some bases acceptable to the NRC staff for implementing the above requirements with regard to the design and construction of concrete radiation shields in nuclear power plants.

II. Further Information

The NRC staff is soliciting comments on DG-1187. Comments may be accompanied by relevant information or supporting data, and should mention DG-1187 in the subject line. Comments

submitted in writing or in electronic form will be made available to the public in their entirety through the NRC's Agencywide Documents Access and Management System (ADAMS).

Personal information will not be removed from your comments. You may submit comments by any of the following methods:

1. *Mail comments to:* Rulemaking, Directives, and Editing Branch, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

2. *E-mail comments to:* nrcprep.resource@nrc.gov.

3. *Hand-deliver comments to:* Rulemaking, Directives, and Editing Branch, Office of Administration, U.S. Nuclear Regulatory Commission, 11555 Rockville Pike, Rockville, Maryland 20852, between 7:30 a.m. and 4:15 p.m. on Federal workdays.

4. *Fax comments to:* Rulemaking, Directives, and Editing Branch, Office of Administration, U.S. Nuclear Regulatory Commission at (301) 415-5144.

Requests for technical information about DG-1187 may be directed to Jacob Philip at (301) 415-6211 or e-mail to Jacob.Philip@nrc.gov.

Comments would be most helpful if received by January 9, 2009. Comments received after that date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.

Electronic copies of DG-1187 are available through the NRC's public Web site under Draft Regulatory Guides in the "Regulatory Guides" collection of the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/doc-collections/>. Electronic copies are also available in ADAMS (<http://www.nrc.gov/reading-rm/adams.html>), under Accession No. ML082190117.

In addition, regulatory guides are available for inspection at the NRC's Public Document Room (PDR), which is located at 11555 Rockville Pike, Rockville, Maryland. The PDR's mailing address is USNRC PDR, Washington, DC 20555-0001. The PDR can also be reached by telephone at (301) 415-4737 or (800) 397-4205, by fax at (301) 415-3548, and by e-mail to pdr.resource@nrc.gov.

Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

Dated at Rockville, Maryland, this 5th day of November, 2008.

For the Nuclear Regulatory Commission.
Harriet Karagiannis,
*Regulatory Guide Development Branch,
 Division of Engineering, Office of Nuclear
 Regulatory Research.*
 [FR Doc. E8-26804 Filed 11-10-08; 8:45 am]
 BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

Sunshine Federal Register Notice

AGENCY HOLDING THE MEETINGS: Nuclear Regulatory Commission.

DATES: Weeks of November 10, 17, 24, December 1, 8, 15, 2008.

PLACE: Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

STATUS: Public and Closed.

Week of November 10, 2008

There are no meetings scheduled for the week of November 10, 2008.

Week of November 17, 2008—Tentative

There are no meetings scheduled for the week of November 17, 2008.

Week of November 24, 2008—Tentative

There are no meetings scheduled for the week of November 24, 2008.

Week of December 1, 2008—Tentative

There are no meetings scheduled for the week of December 1, 2008.

Week of December 8, 2008—Tentative

Tuesday, December 9, 2008

9:30 a.m.

Briefing on Equal Employment Opportunity (EEO) Programs (Public Meeting) (Contact: Sandy Talley, 301-415-8059).

This meeting will be Webcast live at the Web address—<http://www.nrc.gov>.

Thursday, December 11, 2008

9:30 a.m.

Briefing on Uranium Recovery—Part 1 (Public Meeting).

1:30 p.m.

Briefing on Uranium Recovery—Part 2 (Public Meeting).

(Contact for both parts: Dominick Orlando, 301-415-6749). Both parts of this meeting will be Webcast live at the Web address—<http://www.nrc.gov>.

Friday, December 12, 2008

9:30 a.m.

Discussion of Management Issues (Closed—Ex. 2).

Week of December 15, 2008—Tentative

Monday, December 15, 2008

1 p.m.

Discussion of Management Issues (Closed—Ex. 2).

Wednesday, December 17, 2008

2 p.m.

Briefing on Threat Environment Assessment (Closed—Ex. 1).

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*The schedule for Commission meetings is subject to change on short notice. To verify the status of meetings, call (recording)—(301) 415-1292. Contact person for more information: Michelle Schroll, (301) 415-1662.

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The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/about-nrc/policy-making/schedule.html>.

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The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g. braille, large print), please notify the NRC's Disability Program Coordinator, Rohn Brown, at 301-492-2279, TDD: 301-415-2100, or by e-mail at rohn.brown@nrc.gov. Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

* * * * *

This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301-415-1969). In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to darlene.wright@nrc.gov.

Dated: November 6, 2008.

R. Michelle Schroll,

Office of the Secretary.

[FR Doc. E8-26921 Filed 11-7-08; 4:15 pm]

BILLING CODE 7590-01-P

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-58897; File No. SR-NASDAQ-2008-018]

Self-Regulatory Organizations; The NASDAQ Stock Market LLC; Order Approving Proposed Rule Change as Modified by Amendment Nos. 1 and 2 Thereto to Remove from Rule 7019 the Fees for Receiving Index Values

November 3, 2008.

On March 12, 2008, The NASDAQ Stock Market LLC ("Nasdaq") filed with the Securities and Exchange Commission ("Commission"), pursuant to section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")¹ and Rule 19b-4 thereunder,² a proposed rule change to remove from the Nasdaq rulebook references to the fees charged by Nasdaq for receiving index values. On September 5, 2008, Nasdaq filed Amendment No. 1 to the proposed rule change. On September 25, 2008, Nasdaq filed Amendment No. 2 to the proposed rule change. The proposed rule change, as amended, was published for comment in the **Federal Register** on October 3, 2008.³ The Commission received no comments regarding the proposal. This order approves the proposed rule change, as modified by Amendment Nos. 1 and 2.

Nasdaq distributes values for indexes and exchange traded funds ("ETFs") through an index dissemination service. Through this service, Nasdaq calculates and disseminates the values of Nasdaq indexes, such as the Nasdaq-100, and, on occasion, non-Nasdaq indexes. Nasdaq also distributes information related to ETFs, including intra-day asset values. All market participants may subscribe to the index dissemination service.

Nasdaq Rule 7019(b) sets forth the fees paid by distributors to receive various Nasdaq Market Center data feeds. Nasdaq proposes to delete the portion of Rule 7019(b) that relates to fees for the index dissemination service.

The Commission has carefully reviewed the proposed rule change and finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange.⁴ The Commission believes that it is reasonable for Nasdaq

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ See Securities Exchange Act Release No. 58666 (September 26, 2008), 73 FR 57725.

⁴ In approving this proposed rule change, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).