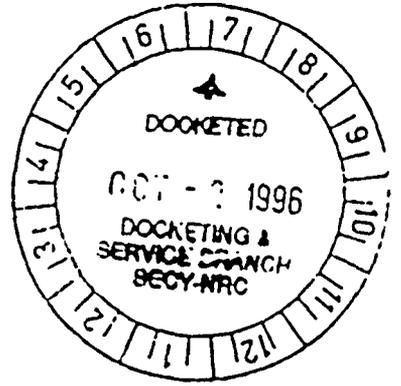


UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE COMMISSION



In the Matter of)
)
NORTHERN STATES POWER COMPANY)
)
(Goodhue County Independent)
Spent Fuel Storage Installation))

Docket No. 72-18

PETITION FOR LEAVE TO INTERVENE
OF THE MINNESOTA DEPARTMENT OF PUBLIC SERVICE

Brent Vanderlinden
Attorney for Minnesota
Department of Public Service

September 25, 1996

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PETITION FOR LEAVE TO INTERVENE
OF THE MINNESOTA DEPARTMENT OF PUBLIC SERVICE

The Minnesota Department of Public Service (Department), pursuant to the Nuclear Regulatory Commission's (NRC) Notice of Consideration of Issuance of a Materials License for the Storage of Spent Fuel and Notice of Opportunity for a Hearing, 81 Fed. Reg. 48959 (1996), hereby submits this **Petition for Leave to Intervene** in the above-captioned proceeding.

I.

The names, addresses and telephone numbers of the individuals to whom all correspondence and communications should be addressed on behalf of the Minnesota Agencies are:

Brent Vanderlinden
Assistant Attorney General
1200 NCL Tower
445 Minnesota Street
St. Paul MN 55101-2130
Telephone: 612 296-1409

David E. Sampsel
Director, Federal Intervention Office
Minnesota Department of Public Service
Metro Square Building, Ste 200
121 - 7th Place East
St. Paul MN 55101-2145
Telephone: 612 297-3900

II.

The Minnesota Department of Public Service is the administrative agency within the State of Minnesota responsible for enforcing state laws regulating public utilities, and for enforcing orders of the Minnesota Public Utilities Commission. The Department is charged under state law with representing the interests of Minnesota residents, businesses, and governments before agencies outside the state that implement national energy policy. Minn. Stat. § 216A.085.

III.

Northern States Power Company (NSP) operates a regulated electric utility in Minnesota. NSP's regulated electric utility operations include an independent spent fuel storage facility (ISFSI), located on-site at NSP's Prairie Island Power Plant near Welch, Minnesota. The NRC previously granted NSP a license to store spent nuclear fuel in a dry cask storage system in up to 48 casks at the Prairie Island site.

IV.

Pursuant to Minnesota Statutes sections 116C.771 and 116C.80, NSP must file a license application with the NRC for an off-site ISFSI to be located in Goodhue County, Minnesota. On August 7, 1996, NSP filed an application for a materials license, under the provisions of 10 C.F.R. Part 72, to possess spent fuel and other radioactive materials associated with spent fuel storage in an off-site ISFSI located in Goodhue County, Minnesota.

V.

Under the Atomic Energy Act, the NRC is directed to afford a reasonable opportunity for State representatives to participate in license applications pending before the NRC. 42 U.S.C. § 2021(l). The Department, through the status given it as the representative of Minnesota residents, businesses, and governments in federal energy matters, represents consumers who have interests which may be directly and substantially affected by the outcome of this proceeding. As a state agency, the Department has a direct interest in this proceeding which cannot be adequately represented by any other party. The Department's participation will be in the public interest.

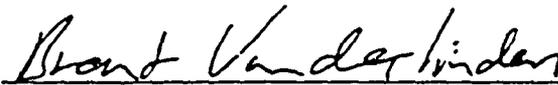
VI.

This Petition for Leave to Intervene conforms to the requirements of 10 C.F.R. § 2.714.

WHEREFORE, the Minnesota Department of Public Service requests that the Nuclear Regulatory Commission accept and grant this Petition for Leave to Intervene and allow the Department to participate as parties to this proceeding.

Dated this 25th day of September, 1996.

Respectfully submitted,



BRENT VANDERLINDEN
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1200 NCL Tower
445 Minnesota Street
St. Paul MN 55101-2130
(612) 296-1409

ATTORNEY FOR THE MINNESOTA
DEPARTMENT OF PUBLIC SERVICE

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION



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CERTIFICATE OF SERVICE

I hereby certify that copies of **Petition for Leave to Intervene of the Minnesota Department of Public Service** in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class, this 25th day of September, 1996:

Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Gary Johnson, Esq.
Northern States Power Company
414 Nicollet Mall
Minneapolis, Minnesota 55401

Mark S. Delligatti
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards
Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Emile Julian, Chief
Docketing and Services Branch
Nuclear Regulatory Commission
Office of the Secretary
Room 16G15
Washington, D.C. 20555

BRENT VANDERLINDEN
Counsel for the Minnesota
Department of Public Service

under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. A petitioner who fails to file such a supplement which satisfied these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Services Branch, or may be delivered to the Commission's Public Document Room, Gelman Building, 2120 L Street, NW, Washington, DC, by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner promptly so inform the NRC by a toll-free telephone call to Western Union at 1-(800) 248-5100 (in Missouri 1-(800) 342-6700). The Western Union operator should be given Datagram Identification Number N1023 and the following message addressed to Dr. William D. Travers, Director, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards; petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this Federal Register notice. A copy of the petition should also be sent to the Office of the General Counsel, U.S. NRC, 1200 Pennsylvania Avenue, NW, Washington, DC 20540.

Documents may be viewed at the Commission's Public Document Room, 2120 L Street, NW, Washington, DC 20555, and at the local public document room at the Minneapolis Public Library, Technology and Science Department, 300 Nicollet

Mall, Minneapolis, MN 55401. The Commission's license and safety evaluation report, when issued, may be inspected at the above locations.

Dated at Rockville, Maryland, this 9th day of September 1996.

For the U.S. Nuclear Regulatory Commission.
William D. Travers,
Director, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards.
[FR Doc. 96-23757 Filed 9-16-96; 8:45 am]
BILLING CODE 7880-01-P

Advisory Committee on Nuclear Waste; Revised Notice

The 86th meeting of the Advisory Committee on Nuclear Waste (ACNW) scheduled for September 26 and 27, 1996, at the Hotel San Remo, 115 East Tropicana Avenue, Las Vegas, Nevada, in Chateau 1 and Chateau 2 is being extended to include a session on Tuesday, September 24, 1996, in the Conference Center. All other items pertaining to September 26 and 27, 1996, remain the same as published in the Federal Register on Thursday, September 5, 1996 (61 FR 46832).

The agenda for this session shall be as follows:

Tuesday, September 24, 1996—8:30 a.m. until 6:00 p.m.

The ACNW will conduct a planning session and will not formulate advice for the Commission during this session. The conduct of Committee activities, procedures and operations, as well as future priorities, will be discussed.

For further information contact Mr. Richard K. Egan, Chief, Nuclear Waste Branch (telephone 301-415-7000), U.S. Nuclear Regulatory Commission, 1200 Pennsylvania Avenue, NW, Washington, DC 20540. A copy of the ACNW agenda is available on the NRC's 12500 Main Menu. Branch Dial Access number is 1-800-368-0878; the local direct dial number is 301-415-7000.

Notice of Meeting
The ACRS Subcommittee on Instrumentation and Control Systems

and Computers and on Electrical Power Systems is scheduled to hold a joint meeting on October 8, 1996, Room T-2B3, 11545 Rockville Pike, Rockville, Maryland.

The meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows: Tuesday, October 8, 1996—8:30 a.m. until the conclusion of business.

The Subcommittees will continue their review of the proposed Standard Review Plan Sections, Regulatory Guides, and Branch Technical Positions related to digital instrumentation and control systems. The Subcommittees will also review the status of NRC programs to address equipment vulnerabilities to lightning and other transients. The purpose of this meeting is to gather information, analyze relevant issues and facts, and to formulate proposed positions and actions, as appropriate, for deliberation by the full Committee.

Oral statements may be presented by members of the public with the concurrence of the Subcommittee Chairman; written statements will be accepted and made available to the Committee. Electronic recordings will be permitted only during those portions of the meeting that are open to the public, and questions may be asked only by members of the Subcommittees, their consultants, and staff. Persons desiring to make oral statements should notify the cognate ACRS staff engineer named below five days prior to the meeting, if possible, so that appropriate arrangements can be made.

Persons desiring information of the agenda for this meeting, along with a list of the participants, may be provided upon request by the cognate ACRS staff engineer of the meeting.

The subcommittees will then hear oral statements and hold discussions with the cognate ACRS staff, its consultants, and staff.

The meeting topics include: Review of the Standard Review Plan Sections, Regulatory Guides, and Branch Technical Positions related to digital instrumentation and control systems. Persons planning to attend this meeting are urged to contact the above named individual one or two working days prior to the meeting to be advised of any