

Signed at Washington, DC, this 9th day of November, 2005.

**Emily Stover DeRocco,**

*Assistant Secretary for Employment and Training.*

[FR Doc. E5-6363 Filed 11-16-05; 8:45 am]

BILLING CODE 4510-30-P

## DEPARTMENT OF LABOR

### Employment Standards Administration

#### Proposed Collection; Comment Request

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment Standards Administration is soliciting comments concerning the proposed collection: The Remedial Education Provisions of the Fair Labor Standards Act. A copy of the proposed information collection request can be obtained by contacting the office listed below in the **ADDRESSES** section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before January 17, 2006.

**ADDRESSES:** Ms. Hazel M. Bell, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0418, fax (202) 693-1451, *E-mail* [bell.hazel@dol.gov](mailto:bell.hazel@dol.gov). Please use only one method of transmission for comments (mail, fax, or E-mail).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Fair Labor Standards Act (FLSA), 29 U.S.C. 201 *et seq.*, sets minimum wage, overtime pay, youth employment and certain recordkeeping standards. These requirements generally apply to employees engaged in interstate commerce or in the production of goods for interstate commerce, as well as to

employees in certain enterprises (including employees of a public agency); however, the Act provides exemptions from some of its standards for employees in certain types of employment.

The FLSA generally requires employers to pay overtime hours (*i.e.*, time in excess of forty hours in a workweek) worked by employees covered by the Act at time and one-half the employee's regular rate of pay. FLSA section 7(q) provides a partial overtime exemption that allows an employer to employ any employee who lacks a high school diploma or whose reading level or basic skills is at or below the eighth grade level for up to ten overtime hours per week without paying the usually required half-time premium, if the employee is receiving remedial education during such overtime hours. The employer-provided remedial education must be designed to provide up to eighth grade level basic skills or to fulfill the requirements for a high school diploma or General Educational Development (GED) certificate and may not include job-specific training. The employer must also compensate for time spent in such remedial education at no less than the employee's regular rate of pay. Regulations, 29 CFR Part 516, Records to be Kept by Employers, contain the basic recordkeeping requirements for employers of employees subject to FLSA protections. In addition to the basic recordkeeping requirements, Regulations 29 CFR 516.34 requires employers using this partial overtime exemption to indicate the hours an employee engages in exempt remedial education each workday and total hours each workweek. The employer may either state the hours separately or make a notation on the payroll. The subject information collection relates only to the section 516.34 requirements. This information collection is currently approved for use through July 31, 2006.

##### II. Review Focus

The Department of Labor is particularly interested in comments which:

- \* Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

- \* Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

- \* Enhance the quality, utility and clarity of the information to be collected; and

- \* minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submissions of responses.

##### III. Current Actions

The Department of Labor seeks the approval of the extension of this information collection in order to review and determine employer compliance with the applicable section of the Fair Labor Standards Act (FLSA). These recordkeeping requirements for employers utilizing the partial overtime exemption for remedial education are necessary to ensure employees are paid in compliance with the remedial education provisions of the FLSA.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Titles:* The Remedial Education Provisions of the Fair Labor Standards Act.

*OMB Number:* 1215-0175

*Affected Public:* Business or other for-profit; Not-for-profit institutions; State, Local or Tribal Government.

*Type of Response:* Recordkeeping.

*Total Respondents:* 15,000.

*Total Annual Responses:* 30,000.

*Estimated Total Burden Hours:* 5,000.

*Estimated Time Per Response:* 1 minute per week for 10 weeks (10 minutes per year).

*Total Burden Cost (capital/startup):* \$0.

*Total Burden Cost (operating/maintenance):* \$0.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: November 10, 2005.

**Bruce Bohanon,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning Employment Standards Administration.*

[FR Doc. E5-6360 Filed 11-16-05; 8:45 am]

BILLING CODE 4510-P

## LEGAL SERVICES CORPORATION

### Development of Strategic Directions 2006-2010

**AGENCY:** Legal Services Corporation.

**ACTION:** Development of Strategic Directions—Request for Comments.

**SUMMARY:** LSC is in the process of developing Strategic Directions for the years 2006–2010. Toward that end, the Legal Services Corporation is soliciting comments on a Draft Strategic Directions 2006–2010 document.

**DATES:** Written comments must be received on or before December 19, 2005.

**ADDRESSES:** Written comments may be submitted by mail, fax or email to Charles Jeffress at the addresses listed below.

**FOR FURTHER INFORMATION CONTACT:** Charles Jeffress, Chief Administrative Officer, Legal Services Corporation, 3333 K Street, NW., Washington, DC 20007; 202–295–1630 (phone); 202–337–6386 (fax); [cjeffress@lsc.gov](mailto:cjeffress@lsc.gov).

**SUPPLEMENTARY INFORMATION:** In 2000, the Legal Services Corporation (LSC) Board of Directors adopted Strategic Directions 2000–2005. LSC is now in the process of developing Strategic Directions for the years 2006–2010. This notice is being published in the **Federal Register** requesting public comment for the Board's consideration prior to final adoption. The draft LSC Strategic Directions 2006–2010 document is available at the LSC Electronic Public Reading Room on the LSC Web site at: [http://www.lsc.gov/FOIA/foia\\_epr.htm](http://www.lsc.gov/FOIA/foia_epr.htm). Comments should be submitted as set forth above.

**Victor M. Fortuno,**

*Vice President and General Counsel.*

[FR Doc. 05–22803 Filed 11–16–05; 8:45 am]

**BILLING CODE 7050–01–P**

## NUCLEAR REGULATORY COMMISSION

### Agency Information Collection Activities: Submission for the Office of Management and Budget (OMB) Review; Comment Request

**AGENCY:** Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of the OMB review of information collection solicitation of public comment.

**SUMMARY:** The NRC has recently submitted to OMB for review the following proposal for the collection of information under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35). The NRC hereby informs potential respondents that an agency may not conduct or sponsor, and that a person is not required to respond

to, a collection of information unless it displays a currently valid OMB control number.

1. *Type of submission, new, revision, or extension:* Extension.

2. *The title of the information collection:* NRC Form 396, "Certification of Medical Examination by Facility Licensee."

3. *Current OMB approval number:* 3150–0024.

4. *How often the collection is required:* Upon application for an initial operator license, every six years for the renewal of operator or senior operator license, and upon notices of disability.

5. *Who is required or asked to report:* Facility licensees who are tasked with certifying the medical fitness of an applicant or licensee.

6. *An estimate of the number of annual responses:* 1,287 (1,150 responses + 137 recordkeepers).

7. *The number of annual respondents:* 137.

8. *The number of hours needed annually to complete the requirement or request:* 758 (288 hours for reporting [.25 hours per response] and 470 hours for recordkeeping [3.4 hours per recordkeeper]).

9. *An indication of whether section 3507(d), Public Law 104–13 applies:* Not Applicable.

10. *Abstract:* NRC Form 396 is used to transmit information to the NRC regarding the medical condition of applicants for initial operator licenses or renewal of operator licenses and for the maintenance of medical records for all licensed operators. The information is used to determine whether the physical condition and general health of applicants for operator licensees is such that the applicant would not be expected to cause operational errors and endanger public health and safety.

A copy of the final supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville Pike, Room O–1 F21, Rockville, MD 20852. OMB clearance requests are available at the NRC worldwide Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice.

Comments and questions should be directed to the OMB reviewer listed below by January 17, 2006. Comments received after this date will be considered if it is practical to do so, but assurance of consideration cannot be given to comments received after this date. John A. Asalone, Office of Information and Regulatory Affairs (3150–0024), NEOB–10202, Office of

Management and Budget, Washington, DC 20503.

Comments can also be e-mailed to [John\\_A.\\_Asalone@omb.eop.gov](mailto:John_A._Asalone@omb.eop.gov) or submitted by telephone at (202) 395–4650.

The NRC Clearance Officer is Brenda Jo. Shelton, 301–415–7233.

Dated at Rockville, Maryland, this 10th day of November, 2005.

**Brenda Jo. Shelton,**

*NRC Clearance Officer.*

[FR Doc. E5–6367 Filed 11–16–05; 8:45 am]

**BILLING CODE 7590–01–P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 030–36058]

### Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment for Lifenet's Facility in Virginia Beach, VA

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Availability.

**FOR FURTHER INFORMATION CONTACT:** Dennis Lawyer, Commercial and R&D Branch, Division of Nuclear Materials Safety, Region I, 475 Allendale Road, King of Prussia, Pennsylvania, 19406, telephone (610) 337–5366, fax (610) 337–5269; or by e-mail: [drl1@nrc.gov](mailto:drl1@nrc.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) is considering issuing a license amendment to LifeNet for Materials License No. 45–25601–01, to authorize release of its facility located at 1457 Miller Store Road in Virginia Beach, Virginia, for unrestricted use. NRC has prepared an Environmental Assessment (EA) in support of this proposed action in accordance with the requirements of 10 CFR Part 51. Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate.

##### II. EA Summary

The purpose of the proposed action is to authorize the release of the licensee's facility located at 1457 Miller Store Road in Virginia Beach, Virginia, facility for unrestricted use. LifeNet was authorized by NRC from 2002 to use radioactive materials for research and development purposes at the site. On September 12, 2005, LifeNet requested that NRC release the facility for unrestricted use. LifeNet has conducted surveys of the facility and provided